

UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
OFFICE OF ADMINISTRATIVE LAW JUDGES

_____)	
In the Matter of)	
)	
The Kroger Company,)	
)	Docket No. 9428
and)	
)	
Albertsons Companies, Inc.,)	
)	
Respondents.)	
_____)	

**ORDER GRANTING UNOPPOSED MOTION FOR EXTENSION
OF TIME TO MOVE TO QUASH OR LIMIT SUBPOENA**

On April 30, 2024, non-party Heritage Grocers Company, LLC (“Heritage”) filed a motion to extend its time to move to quash or limit the subpoena (“Subpoena”) issued by Complaint Counsel on April 9, 2024 (“Motion”). Complaint Counsel does not oppose the relief requested in the Motion.

Under FTC Rule of Practice 3.34(c), any motion to limit or quash a subpoena must be filed within 10 days of receipt of the subpoena. 16 C.F.R. § 3.34(c). Pursuant to FTC Rule 4.3(b), the Administrative Law Judge, except in circumstances not here presented, may extend any time limit prescribed by the rules “[f]or good cause shown.” 16 C.F.R. § 4.3(b).

Based on the representations in the Motion, Heritage has demonstrated good cause for the requested extension. Accordingly, the Motion is GRANTED and it is hereby ORDERED that Heritage’s deadline for filing any motion to quash or limit or otherwise respond to the Subpoena is extended to May 10, 2024.

ORDERED:



D. Michael Chappell
Chief Administrative Law Judge

Date: May 1, 2024