

PUBLIC

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 AGREED MOTION FOR EXTENSION OF  
TIME TO MOVE TO QUASH OR LIMIT SUBPOENA**

On April 12, 2024, non-party WinCo Holdings, Inc. (“WinCo”) filed a motion to extend its time to move to quash or limit the subpoena (“Subpoena”) issued by Complaint Counsel on April 1, 2024 (“Motion”). Complaint Counsel does not oppose the Motion for a five-day extension of WinCo’s deadline to object or otherwise move to limit or quash the Subpoena.

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, WinCo has demonstrated good cause for the requested extension. Accordingly, the Motion is GRANTED and it is hereby ORDERED that WinCo’s deadline for filing any motion to quash or limit the Subpoena is extended to April 16, 2024.

ORDERED:



D. Michael Chappell  
Chief Administrative Law Judge

Date: April 12, 2024