



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

In the Matter of)
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Benco Dental Supply Co.,)
a corporation,)
)
)
Henry Schein, Inc.,)
a corporation, and)
)
)
Patterson Companies, Inc.,)
a corporation.)
)
)
Respondents.)
_____)

Docket No. 9379

**ORDER GRANTING JOINT MOTION TO EXTEND
CERTAIN EXPERT DISCOVERY DEADLINES**

On August 31, 2018, Federal Trade Commission (“FTC”) Complaint Counsel and Respondents Benco Dental Supply Co., Henry Schein, Inc. and Patterson Companies, Inc. (“Respondents”) filed a Joint Motion to Extend Certain Expert Discovery Deadlines (“Joint Motion”). FTC Rule 3.21(c)(2) provides that the Administrative Law Judge may, upon a showing of good cause, grant a motion to extend any deadline or time specified in the scheduling order other than the date of the evidentiary hearing. 16 C.F.R. § 3.21(c)(2).

The parties state that they have been diligently proceeding with expert discovery and that, after meeting and conferring regarding expert deposition scheduling, the parties have stipulated to a deposition schedule that includes depositions of the parties’ experts on September 28, 2018 and October 1, 2, 4, 5, and 9, 2018. The parties request that the deadline for completion of expert depositions under the Scheduling Order issued in this case be extended from the current deadline of September 25, 2018 to October 9, 2018. The parties further request that the deadline for filing motions *in limine* as to expert testimony be extended from September 28, 2018 to October 10, 2018. This is the parties’ first request for an extension of time and granting the request will not affect the date of the evidentiary hearing in this matter.

Based on the foregoing, good cause exists for this limited extension requested by the parties. Accordingly, the Joint Motion is GRANTED.

It is hereby ORDERED that the deadline for completion of expert depositions is extended to October 9, 2018; the deadline for filing motions *in limine* as to expert discovery is extended to October 10, 2018; and the deadline for filing responses to motions *in limine* is extended to October 12, 2018.

Except as provided herein, all remaining dates and all additional provisions in the March 14, 2018 Scheduling Order are unchanged.

ORDERED:

DM Chappell
D. Michael Chappell
Chief Administrative Law Judge

Date: September 5, 2018