

**UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION**

COMMISSIONERS: **Joseph J. Simons, Chairman**
 Noah Joshua Phillips
 Rohit Chopra
 Rebecca Kelly Slaughter
 Christine S. Wilson

In the Matter of

MARC CHING,
 Individually, and also d/b/a
 WHOLE LEAF ORGANICS,

DOCKET NO. 9394

**ORDER REGARDING SCHEDULING IN
LIGHT OF THE PUBLIC HEALTH EMERGENCY**

Because of the declared public health emergency¹ associated with the outbreak of the coronavirus disease 2019 (“COVID-19”), also known as SARS-CoV-2; and because it has been advised that gatherings of ten or more persons may facilitate the spread of the disease, the Commission has determined that it is in the public interest to mitigate the transmission and impact of COVID-19, and that good cause exists to stay this proceeding and to reschedule the evidentiary hearing. Accordingly,

IT IS HEREBY ORDERED that this proceeding be fully stayed until June 4, 2020, except for matters of settlement; the filing of an Answer pursuant to Commission Rule of Practice 3.12(b)(2), 16 C.F.R. § 3.12(b)(2); the filing of a stipulation of facts and an agreed order pursuant to Commission Rule of Practice 3.26(g), 16 C.F.R. § 3.26(g); and other stipulations or joint filings; and

IT IS FURTHER ORDERED that the evidentiary hearing date and all pre-hearing deadlines in this proceeding be extended by the number of calendar days of this stay. The

¹ Pursuant to the Public Health Services Act, 42 U.S.C. § 247d, on January 31, 2020, the Secretary of the Department of Health and Human Services issued a declaration that a health emergency exists because of COVID-19; and on March 13, 2020, the President of the United States issued a proclamation that a national emergency exists concerning COVID-19. Remarks by President Trump, *available at* <https://www.whitehouse.gov/briefings-statements/remarks-president-trump-vice-president-pence-members-coronavirus-task-force-press-conference-3/> (Mar. 13, 2020).

Administrative Law Judge retains discretion to adjust any such pre-hearing deadlines to the extent compatible with the hearing date as extended by this Order or to make a recommendation to the Commission regarding an alternative hearing date.

By the Commission.



April J. Tabor
Acting Secretary

SEAL:
ISSUED: May 8, 2020