

UNITED STATES OF AMERICA  
BEFORE FEDERAL TRADE COMMISSION

In the Matter of

BASIC RESEARCH, LLC,  
A.G. WATERHOUSE, L.L.C.  
KLEIN-BECKER USA, LLC,  
NUTRASPORT, LLC,  
SÖVAGE DERMALOGIC LABORATORIES, LLC,  
BAN, LLC,  
DENNIS GAY,  
DANIEL B. MOWREY, Ph.D.,  
MITCHELL K. FREIDLANDER,

Docket No. 9318

Respondents.

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**UNOPPOSED AMENDED MOTION TO EXTEND TIME TO FILE RESPONSE  
TO COMPLAINT COUNSEL'S MOTION TO COMPEL**

Respondents, Basic Research, LLC, A.G. Waterhouse, LLC, Klein-Becker USA, LLC, Nutrasport, LLC, Sövage Dermalogic Laboratories, LLC, Ban, LLC, Dennis Gay and Daniel B. Mowrey, Ph.D and Mitchell K. Friedlander (collectively, "Respondents"), pursuant to 16 C.F.R §4.3(b), respectfully submits this Amended Motion to Extend Time to File Response to Complaint Counsel's Motion to Compel Production of Documentary Materials and Answers to Interrogatories to correct the Motion dated December 15, 2004 and in support thereof, states as follows.

1. On December 6, 2004, Complaint Counsel for the Federal Trade Commission served its Motion to Compel Production of Documentary Materials and Answers to Interrogatories filed in the above-identified action. Respondents' Opposition is due December 16, 2004.

2. Due to the press of other business matters, Respondents hereby request an extension of time to and including December 23, 2004 within which to respond to Complaint

Counsel's Motion to Compel Production of Documentary Materials and Answers to Interrogatories.

5. Undersigned counsel has conferred with Complaint Counsel to discuss the relief sought in this Motion. Complaint Counsel has no objection to granting Respondents the requested extension of time.

6. A proposed Order is attached hereto for the Court's convenience.

Respectfully submitted,



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Attorneys for Respondents Basic Research, LLC,  
A.G. Waterhouse, LLC, Klein-Becker USA, LLC,  
Nutrasport, LLC, Söavage Dermallogic Laboratories,  
LLC and Ban, LLC

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing was provided to the following parties this 16<sup>th</sup> day of December, 2004 as follows:

(1) One (1) original and two (2) copies by Federal Express to Donald S. Clark, Secretary, Federal Trade Commission, Room H-159, 600 Pennsylvania Avenue, N.W., Washington, D.C., 20580;

(2) One (1) electronic copy via e-mail attachment in Adobe® “.pdf” format to the Secretary of the FTC at [Secretary@ftc.gov](mailto:Secretary@ftc.gov);

(3) Two (2) copies by Federal Express to Administrative Law Judge Stephen J. McGuire, Federal Trade Commission, Room H-104, 600 Pennsylvania Avenue N.W., Washington, D.C. 20580;

(4) One (1) copy via e-mail attachment in Adobe® “.pdf” format to Commission Complaint Counsel, Laureen Kapin, Joshua S. Millard, and Laura Schneider, all care of [lkapin@ftc.gov](mailto:lkapin@ftc.gov), [jmillard@ftc.gov](mailto:jmillard@ftc.gov); [richardson@ftc.gov](mailto:richardson@ftc.gov); [lschneider@ftc.gov](mailto:lschneider@ftc.gov) with one (1) paper courtesy copy via U. S. Postal Service to Laureen Kapin, Bureau of Consumer Protection, Federal Trade Commission, Suite NJ-2122, 600 Pennsylvania Avenue, N.W., Washington, D.C., 20580;

(5) One (1) copy via U. S. Postal Service to Elaine Kolish, Associate Director in the Bureau of Consumer Protection, Federal Trade Commission, 600 Pennsylvania Avenue, N.W., Washington, D.C. 20580

(6) One (1) copy via United States Postal Service to Stephen Nagin, Esq., Nagin Gallop & Figueredo, 3225 Aviation Avenue, Suite 301, Miami, Florida 33131.

(7) One (1) copy via United States Postal Service to Richard Burbidge, Esq., Jefferson W. Gross, Esq. and Andrew J. Dymek, Esq., Burbidge & Mitchell, 215 South State Street, Suite 920, Salt Lake City, Utah 84111, Counsel for Dennis Gay.

(8) One (1) copy via United States Postal Service to Ronald F. Price, Esq., Peters Scofield Price, A Professional Corporation, 340 Broadway Centre, 111 East Broadway, Salt Lake City, Utah 84111, Counsel for Daniel B. Mowrey.

(9) One (1) copy via United States Postal Service to Mitchell K. Friedlander, 5742 West Harold Gatty Drive, Salt Lake City, Utah 84111, *Pro Se*.

**CERTIFICATION FOR ELECTRONIC FILING**

I HEREBY CERTIFY that the electronic version of the foregoing is a true and correct copy of the original document being filed this same day of December 16, 2004 via Federal Express with the Office of the Secretary, Room H-159, Federal Trade Commission, 600 Pennsylvania Avenue, N.W., Washington, D.C. 20580.



CHRISTOPHER P. DEMETRIADES

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UNITED STATES OF AMERICA  
BEFORE FEDERAL TRADE COMMISSION

In the Matter of

BASIC RESEARCH, LLC,  
A.G. WATERHOUSE, L.L.C.  
KLEIN-BECKER USA, LLC,  
NUTRASPORT, LLC,  
SÖVAGE DERMALOGIC LABORATORIES, LLC,  
BAN, LLC,  
DENNIS GAY,  
DANIEL B. MOWREY, Ph.D.,  
MITCHELL K. FREIDLANDER,

Docket No. 9318

Respondents.

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**ORDER ON AGREED MOTION TO EXTEND TIME TO FILE  
RESPONSE TO COMPLAINT COUNSEL'S MOTION TO  
COMPEL PRODUCTION OF DOCUMENTARY MATERIALS  
AND ANSWERS TO INTERROGATORIES**

THIS CAUSE came before the Administrative Law Judge for the Federal Trade Commission on Respondents, Basic Research, LLC, A.G. Waterhouse, LLC, Klein-Becker USA, LLC, Nutrasport, LLC, Sövage Dermalogic Laboratories, LLC, Ban, LLC, Dennis Gay and Daniel B. Mowrey, Ph.D and Mitchell K. Friedlander's Agreed Motion to Extend Time to File Response to Complaint Counsel's Motion to Compel Production of Documentary Materials and Answers to Interrogatories ("Motion"). Having carefully reviewed the motion, been made aware of the agreement of Complaint Counsel and being otherwise fully advised in the premises, it is hereby

**ORDERED AND ADJUDGED** that Respondents' Motion is hereby GRANTED. The Respondents shall have to and including December 23, 2004 within which to serve their response

to Complaint Counsel's Motion to Compel Production of Documentary Materials and Answers to Interrogatories. Respondents on December 23, 2004 shall overnight their response for filing the following business day with the Office of the Secretary of the Federal Trade Commission and fax a courtesy copy to these Chambers at telephone number 202-326-2427.

**DONE AND ORDERED** this \_\_\_\_\_ day of \_\_\_\_\_, 2004.

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Stephen J. McGuire  
Administrative Law Judge

Copies furnished to:  
All counsel of record

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