

UNITED STATES OF AMERICA  
BEFORE THE FEDERAL TRADE COMMISSION



COMMISSIONERS: Edith Ramirez, Chairwoman  
Maureen K. Ohlhausen  
Terrell McSweeney

_____ )	
In the Matter of )	<b>PUBLIC</b>
)	
LabMD, Inc., )	Docket No. 9357
a corporation, )	
Respondent. )	
_____ )	

**COMPLAINT COUNSEL’S NOTICE OF APPEAL**

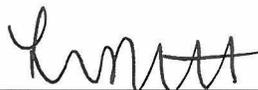
Pursuant to Rule 3.52(b) of the Commission’s Rules of Practice, 16 C.F.R. § 3.52(b), Complaint Counsel hereby gives notice that it will appeal against Respondent LabMD, Inc. the Initial Decision and Order entered by the Honorable D. Michael Chappell in the above-captioned matter, and any Findings of Fact and Conclusion of Law or the absence of findings of fact or conclusions of law related to the FTC Act violation alleged in the Complaint.

Complaint Counsel intends to preserve and advance all arguments presented before the Administrative Law Judge at the evidentiary hearing and through Complaint Counsel’s post-trial briefs, including Complaint Counsel’s Proposed Findings of Fact and Conclusions of Law, Post-Trial Brief, Reply to Respondent’s Proposed Findings of Fact, Reply to Respondent’s Proposed Conclusions of Law, and Post-Trial Reply Brief.

Complaint Counsel will file a brief perfecting this Notice of Appeal pursuant to Rule 3.52(b) and (c), 16 C.F.R. § 3.52(b) and (c).

Dated: November 24, 2015

Respectfully submitted,



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*Complaint Counsel*

**CERTIFICATE OF SERVICE**

I hereby certify that on November 24, 2015, I caused the foregoing document to be filed electronically through the Office of the Secretary's FTC E-filing system, which will send notification of such filing to:

Donald S. Clark  
Secretary  
Federal Trade Commission  
600 Pennsylvania Avenue, NW, Room H-113  
Washington, DC 20580

I also certify that I caused a copy of the foregoing document to be transmitted *via* electronic mail and delivered by hand to:

The Honorable D. Michael Chappell  
Chief Administrative Law Judge  
Federal Trade Commission  
600 Pennsylvania Avenue, NW, Room H-110  
Washington, DC 20580

I further certify that I caused a copy of the foregoing document to be served *via* electronic mail to:

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## CERTIFICATE FOR ELECTRONIC FILING

I certify that the electronic copy sent to the Secretary of the Commission is a true and correct copy of the paper original and that I possess a paper original of the signed document that is available for review by the parties and the adjudicator.

November 24, 2015

By: \_\_\_\_\_

  
Jarad Brown  
Federal Trade Commission  
Bureau of Consumer Protection