

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



ORIGINAL

_____)
In the Matter of _____)
_____)
LabMD, Inc., _____)
a corporation, _____)
Respondent. _____)
_____)

DOCKET NO. 9357

**ORDER GRANTING MOTION FOR CONTINUANCE
OF NON-PARTY RICHARD WALLACE**

On March 4, 2015, Non-party Richard Wallace filed a Second Motion for a Short Continuance ("Second Motion"). Mr. Wallace, who had been subpoenaed to appear on March 3, 2015, for a deposition and for trial testimony in this matter, previously requested and obtained a continuance to March 18, 2015 ("First Motion"). See Order Granting Motion for Continuance of Non-Party Richard Wallace, February 24, 2015 ("February 24 Order").

The Second Motion states that between the time of filing the First Motion, and the issuance of the February 24 Order, counsel for Mr. Wallace discovered a conflict on March 18, 2015, the rescheduled trial date. Accordingly, Mr. Wallace requests a one-day continuance, to March 19, 2015. The Second Motion states that this one-day continuance will still allow Mr. Wallace's testimony to be completed within the same week and will not create any undue delay. The Second Motion further states that counsel for Mr. Wallace has conferred with Federal Trade Commission Complaint Counsel and with counsel for Respondent and that they do not object to the requested continuance.

Based on the foregoing, the Second Motion is GRANTED, and it is hereby ORDERED, that the previously scheduled date of March 18, 2015 for the resumption of the trial in this matter is rescheduled for March 19, 2015 at 10:00 a.m., at which time Mr. Wallace shall appear, absent further order.

ORDERED:

Dm Chappell
D. Michael Chappell
Chief Administrative Law Judge

Date: March 4, 2015