

UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION



In the Matter of

TELEBRANDS, CORP.,
TV SAVINGS, LLC, and
AJIT KHUBANI

DOCKET NO. 9313

**MOTION TO DISMISS
MOTION TO QUASH**

Counsel for defendants Electronic Products Distribution, LLC, Abflex USA, Inc., AbEnergizer LLC, Thomas C. Nelson, and Martin Van Der Hoeven (collectively, the "EPD defendants")¹ in the pending case *FTC v. Electronic Products Distribution, LLC, et al.*, No. 02-CV-0888 H (AJB) (S.D. Cal. filed May 7, 2002) respectfully submits this motion to dismiss their motion to quash filed in the above captioned matter on November 12, 2003. Following an agreement between the EPD defendants and the respondents in the Telebrands matter, the Motion to Quash has become moot. The EPD defendants reserve their right to refile this motion should circumstances warrant.

DATED: November 24, 2003

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "L. Rose", written over a horizontal line.

Lewis Rose
LRose@colliershannon.com
Thomas S. Cushing III
TCushing@colliershannon.com
COLLIER SHANNON SCOTT, PLLC
3050 K Street, NW, Suite 400
Washington, DC 20007
202-342-8400
202-342-8451 (fax)

Attorneys for EPD Defendants

¹ Energizer Products, Inc. is also a defendant in the EPD litigation, but was not a party to the Motion to Quash and is not a party to this motion.

UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION

In the Matter of

TELEBRANDS, CORP.,
TV SAVINGS, LLC, and
AJIT KHUBANI

DOCKET NO. 9313

ORDER ON MOTION TO WITHDRAW MOTION TO QUASH

Having read the EPD defendants Motion to Dismiss their Motion to Quash filed on November 24, 2003, and having fully considered the same, I hereby rule that the Motion to Dismiss is GRANTED.

IT IS THEREFORE ORDERED, that the EPD Defendants' Motion to Quash be removed from the docket in this matter.

ORDERED:

Stephen J. McGuire
Chief Administrative Law Judge

November __, 2003

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 24th day of November, 2003, a true and correct copy of the foregoing **MOTION TO DISMISS MOTION TO QUASH**, was delivered via hand delivery or facsimile and regular United States first-class mail, postage prepaid, to the following:

Donald S. Clark
Secretary
Federal Trade Commission
600 Pennsylvania Avenue, N.W.
Washington, DC 20580

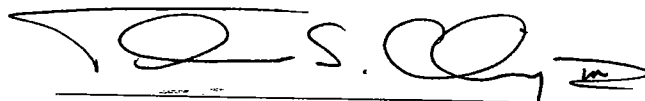
Stephen J. McGuire
Chief Administrative Law Judge
Federal Trade Commission
600 Pennsylvania Avenue, N.W.
Washington, DC 20580

James Reilly Dolan
Assistant Director
Federal Trade Commission
601 New Jersey Avenue, N.W.
Washington, DC 20001

Constance Vecellio
Federal Trade Commission
601 New Jersey Avenue, N.W.
Washington, DC 20001

Edward F. Glynn, Jr.
Theodore W. Atkinson
Venable LLP
575 7th Street, N.W.
Washington, DC 20004

Counsel of Record for Telebrands respondents


Thomas S. Cushing III