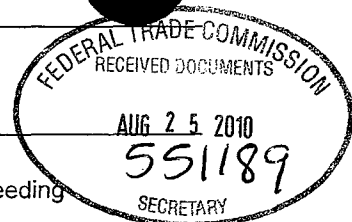


ORIGINAL

FEDERAL TRADE COMMISSION
WASHINGTON, D.C. 20580

NOTICE OF APPEARANCE

| | |
|---|------------------------------|
| CASE NAME The North Carolina Board of Dental Examiners | FILE/DOCKET NUMBER D09343 |
|---|------------------------------|



➤ Pursuant to Section 4.1 of the Commission's Rule of Practice, enter in the above proceeding the appearance of

- counsel or representative for the respondent (Complete items 1, 2, 4, and 5 below)
- counsel supporting the complaint (Complete items 1, 3, 4, and 5 below)

| | |
|------------------------------|----------------|
| 1. COUNSEL OR REPRESENTATIVE | 2. RESPONDENTS |
|------------------------------|----------------|

Include name, address and telephone of each

M. Jackson Nichols
P.O. Drawer 1270
Raleigh, NC 27602
919-755-0505

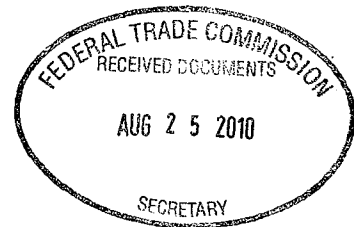
Include address and telephone numbers of all persons, partnerships, corporations, or associations

N.C. State Board of Dental Examiners
507 Airport Boulevard, Suite 105
Morrisville, NC 27560
919-678-8223

3. ASSOCIATE/ASSISTANT DIRECTOR

| | |
|---|-----------------------------|
| 4. SIGNATURE OF SENIOR COUNSEL (Noel L. Allen) | 5. DATE SIGNED 8/25/2010 |
|---|-----------------------------|

Return this form to: H-135
Federal Trade Commission
600 Pennsylvania Ave. NW
Washington, D.C. 20580



UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION

In the Matter of)
)
)
THE NORTH CAROLINA [STATE] BOARD)
OF DENTAL EXAMINERS,)
)
Respondent.)
)

DOCKET NO. 9343

DECLARATION OF M. JACKSON NICHOLS

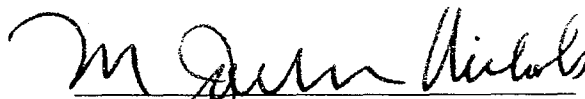
I, M. Jackson Nichols, declare as follows:

1. I am an attorney with the law firm of Allen and Pinnix, P.A., counsel for Respondents, the North Carolina State Board of Dental Examiners. I make this declaration pursuant to Rule 4.1(d) of the Federal Trade Commission's Rules of Practice.

2. I am a member of the North Carolina State Bar (#7933) and am admitted to practice before the Eastern, Middle and Western United States District Courts in North Carolina, the United States Court of Appeals for the Fourth Circuit, and the United States Supreme Court. I further attest that I am in good standing within the legal profession.

I declare under penalty of perjury that the foregoing is true and correct.

Executed: August 25, 2010.



M. Jackson Nichols

CERTIFICATE OF SERVICE

I hereby certify that on August 25, 2010, I electronically filed the foregoing Notice of Appearance with the Federal Trade Commission using the FTC E-file system, which will send notification of such filing to the following:

Richard C. Donohue, Acting Secretary
Federal Trade Commission
600 Pennsylvania Avenue, N.W.
Room H-159
Washington, D.C. 20580

I hereby certify that the undersigned has this date served copies of the foregoing upon all parties to this cause by electronic mail as follows:

William L. Lanning
Bureau of Competition
Federal Trade Commission
600 Pennsylvania Avenue, N.W.
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Washington, D.C. 20580
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600 Pennsylvania Avenue, N.W.
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rdagen@ftc.gov

I also certify that I have sent courtesy copies of the document via Federal Express and electronic mail to:

The Honorable D. Michael Chappell
Administrative Law Judge
Federal Trade Commission
600 Pennsylvania Avenue N.W.
Room H-113
Washington, D.C. 20580
oalj@ftc.gov

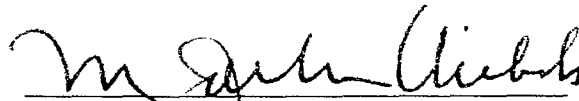
This the 25th day of August, 2010.



M. Jackson Nichols

CERTIFICATION FOR ELECTRONIC FILING

I further certify that the electronic copy sent to the Acting 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 by the adjudicator.



M. Jackson Nichols