

**ORIGINAL**

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



In the Matter of )  
)  
)

POM WONDERFUL LLC and )  
ROLL INTERNATIONAL CORP., )  
companies, and )  
)

STEWART A. RESNICK, )  
LYNDA RAE RESNICK, and )  
MATTHEW TUPPER, individually and )  
as officers of the companies, )  
Respondents. )  
)

DOCKET NO. 9344

**ORDER GRANTING JOINT MOTION TO  
AMEND SCHEDULING ORDER**

On February 4, 2011, the parties filed a Joint Motion to Amend the Scheduling Order issued in this case on October 26, 2010. Specifically, the parties jointly request an extension of the Scheduling Order fact discovery deadline of February 18, 2011 for the limited purpose of permitting Complaint Counsel to depose Individual Respondents Lynda and Stewart Resnick on March 14, 2011 and March 16, 2011, respectively.

The parties state that the foregoing dates for the Resnicks' depositions are the earliest dates these parties can be deposed because of the number of fact depositions currently scheduled and because of the Resnicks' schedules. The parties further state that each party believes it will not be prejudiced by this limited extension of the fact discovery deadline.

Commission Rule of Practice 3.21(c)(2) provides that "[t]he Administrative Law Judge may, upon a showing of good cause, grant a motion to extend any deadline or time specified in this scheduling order other than the date of the evidentiary hearing." 16 C.F.R. § 3.21(c)(2). Based on the statements of the parties in their Joint Motion, and the fact that the proposed change will not affect any other deadlines in the Scheduling Order, there is good cause to amend the Scheduling Order as requested by the parties.

Accordingly, the Joint Motion to Amend Scheduling Order is GRANTED and it is hereby ORDERED that the Scheduling Order dated October 26, 2010 is amended for the limited purpose of allowing, after the close of fact discovery, the depositions of

Lynda Rae Resnick and Stewart A. Resnick on March 14, 2011 and March 16, 2011, respectively. The remaining dates and all additional provisions in the October 26, 2010 Scheduling Order remain in effect.

ORDERED:

Dm Chappell  
D. Michael Chappell  
Chief Administrative Law Judge

Date: February 7, 2011