

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



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

PUBLIC
Docket No. 9357

ORIGINAL

**JOINT NOTICE WITHDRAWING SUPERSEDED
MAY 14, 2014 JOINT STIPULATIONS ON ADMISSIBILITY OF EXHIBITS**

Complaint Counsel and Respondent LabMD, Inc. hereby give notice that they withdraw the parties' first Joint Stipulations on Admissibility of Exhibits (" May 14 Joint Stipulations"), filed May 14, 2014, because it has been superseded by the parties' May 20, 2014 Joint Stipulations on Admissibility of Exhibits (May 20 Joint Stipulations).

The parties filed the May 14 Joint Stipulations with the Office of the Secretary, stipulating to the admissibility of a number of exhibits to which neither party objected, and further proposing the conditional admission of the balance of the parties' proposed exhibits for later admission or exclusion. At the May 15, 2014 final pre-hearing conference, the Court rejected the May 14 Joint Stipulations, requiring the parties to present their objections for the Court to rule on. The parties did so, and the Court ruled on the remaining objections. The Court requested the parties file a superseding Joint Stipulation including those exhibits for which the parties agreed to admissibility. The parties did so, filing the May 20 Joint Stipulations, which the Court admitted into the record as JX0002 at the outset of the evidentiary hearing on May 20, 2014.

As the May 14 Joint Stipulations have been superseded by the May 20 Joint Stipulations, and furthermore were not admitted as a Joint Exhibit by the Court's ruling, Complaint Counsel and Respondent hereby withdraw the May 14 Joint Stipulations.

Dated: May 21, 2014

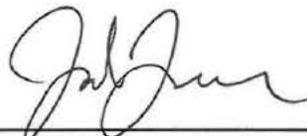
*William Sherman / with permission
LAB*

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Respectfully submitted,



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Complaint Counsel

CERTIFICATE OF SERVICE

I hereby certify that on May 21, 2014, I filed the foregoing document 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 delivered *via* electronic mail and 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.

May 21, 2014

By:

A handwritten signature in black ink, appearing to read "Jarad Brown", is written over a solid horizontal line.

Jarad Brown
Federal Trade Commission
Bureau of Consumer Protection