

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



**ORIGINAL**

Docket No. 9361

In the matter of }  
 }  
Jerk, LLC, a limited liability company, }  
also d/b/a JERK.COM, and }  
 }  
John Fanning, individually and as a }  
member of Jerk, LLC, }  
 }  
Respondents. }

MOTION OF RESPONDENT JERK, LLC, TO EXTEND TIME  
TO RESPOND TO THE COURT’S ORDER OF DECEMBER 22, 2014

Respondent Jerk, LLC (hereinafter “Jerk”) hereby moves that this Honorable Court extend by one week the time for Jerk to respond to the Court’s Order of December 22, 2014 (hereinafter the “Order”). On December 22, the Court denied without prejudice Jerk’s motion seeking additional time to respond to overdue Requests for Admission. In its Order, the Court specified that Jerk could, by today, submit a renewed motion including an explanation for prior delays and a detailed discovery plan. Later on the same day that the Court issued its Order, the Commission issued an order that, among other things, rescheduled the evidentiary hearing in this matter from its original date in January to a new date of March 23, 2015. In light of the December holidays and the revised hearing date, Jerk asks that the Court extend until January 5, 2015, the deadline for Jerk to respond to the matters identified in the Court’s Order and seek reconsideration on the issue of its responses to Complaint Counsel’s Request for Admissions.

WHEREFORE, Jerk respectfully requests that this Honorable Court extend the time for Jerk to respond to its Order of December 22, 2014 by one week, until January 5, 2015.

Respectfully submitted,

JERK, LLC,  
By its attorneys,

/s/David A. Russcol  
David Duncan (Mass. BBO #546121)  
David A. Russcol (Mass. BBO #670768)  
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Dated: December 29, 2014

CERTIFICATE OF COMPLIANCE

In accordance with Additional Provision 4 of the Scheduling Order, I, David A. Russcol, hereby certify that, on December 29, 2014, I communicated with Sarah Schroeder, Complaint Counsel, regarding this Motion in an effort in good faith to resolve or narrow the issues in dispute and was unsuccessful in doing so. Ms. Schroeder indicated that Complaint Counsel did not assent to the relief sought.

/s/David A. Russcol  
David A. Russcol

CERTIFICATE OF SERVICE

I, David A. Russcol, hereby certify that I have, on December 29, 2014, caused a copy of the foregoing document to be served by email on Complaint Counsel and counsel for Respondent John Fanning, and that I have filed true and correct copies thereof electronically with the Secretary of the Commission and the Office of the Chief Administrative Law Judge. In addition, I have this day caused an original and a paper copy to be delivered by U.S. Mail to Federal Trade Commission, Office of the Secretary, 600 Pennsylvania Avenue, N.W., Room H-172, Washington, D.C., 20580.

/s/David A. Russcol  
David A. Russcol