

PUBLIC

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

In the Matter of

HEALTH RESEARCH LABORATORIES, LLC,
a limited liability company,

WHOLE BODY SUPPLEMENTS, LLC,
a limited liability company, and

KRAMER DUHON,
individually and as an officer of HEALTH
RESEARCH LABORATORIES, LLC and
WHOLE BODY SUPPLEMENTS, LLC

DOCKET NO. 9397

RESPONDENTS' WAIVER OF AFFIRMATIVE DEFENSES OF MOOTNESS AND
LACK OF PUBLIC INTEREST

Respondents hereby unconditionally waive the following affirmative defenses and agree not to assert these particular affirmative defenses in any future answer:

1. **Mootness and Lack of Statutory Authority:** The causes of action alleged in the Complaint are barred by mootness because all alleged conduct (i.e., marketing and advertising) referenced in the Complaint ceased more than a year prior to the filing of the Complaint and will not reoccur in the future. The FTC has alleged no facts regarding a likelihood of reoccurrence. Further, the FTC Act does not grant the FTC the authority to seek a cease and desist order under these circumstances.
2. **Not in the public interest:** Neither the filing of the administrative action nor the contemplated relief is in the public interest as required by 15 U.S.C. § 45.

/s/ Joel W. Reese
Joel W. Reese

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CERTIFICATE OF SERVICE

I hereby certify that on February 25, 2021, I filed the foregoing document electronically using the FTC's E-Filing system, which will send notification to:

April J. Tabor
Acting Secretary
Federal Trade Commission
600 Pennsylvania Ave., NW, Rm. H-113
Washington, DC 20580
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The Honorable D. Michael Chappell
Administrative Law Judge
Federal Trade Commission
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Washington, DC 20580

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COMPLAINT COUNSEL

/s/ Joel W. Reese

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