

ORIGINAL

PUBLIC

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



In the Matter of)
)
ECM BioFilms, Inc.,)
a corporation, also d/b/a)
Envioplastics International,)
Respondent.)

DOCKET NO. 9358

**ORDER GRANTING JOINT MOTION TO RESCHEDULE
PRETRIAL CONFERENCE AND ADJUST SCHEDULING DATES**

On April 16, 2014, Federal Trade Commission (“FTC”) Complaint Counsel and Respondent ECM BioFilms, Inc. (“Respondent”) filed a Joint Motion to Reschedule Pretrial Conference and Adjust Scheduling Dates (“Joint Motion”).

The Joint Motion states that counsel representing Respondent is unavailable on July 31, 2014, the date scheduled for the Final Prehearing Conference in this matter, because Respondent’s counsel must appear on that date in the United States District Court for the District of Utah in Salt Lake City, on a different matter. The Joint Motion further states that this scheduling conflict is irreconcilable and that, therefore, there is good cause to revise the date of the Final Prehearing Conference, as well as certain surrounding dates currently provided under the Second Revised Scheduling Order, issued on April 10, 2014.

Specifically, the parties propose to: (1) extend the date for filing Complaint Counsel’s pretrial brief from July 21, 2014 to July 23, 2014; (2) revise the date for filing final stipulations of law, facts, and authenticity, from July 30, 2014 to July 28, 2014; (3) revise the date of the Final Prehearing Conference from July 31, 2014 to July 29, 2014; and (4) extend the date for filing Respondent’s pretrial brief from July 28, 2014 to July 30, 2014.

Based on the scheduling conflict described in the Joint Motion, good cause exists to reschedule the date of the Final Prehearing Conference, and to revise the surrounding dates, as requested by the parties. See 16 C.F.R. § 3.21(c)(2) (“The 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”). Moreover, revising the dates as requested will not affect the hearing date, or the ability to conclude the hearing and render an initial decision, in a timely manner. *Id.*

Accordingly, for all the foregoing reasons, the Joint Motion is GRANTED, and it is hereby ORDERED, that the Second Revised Scheduling Order is revised, as follows:

July 23, 2014: Complaint Counsel files pretrial brief.

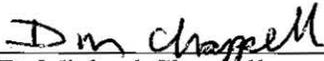
July 28, 2014: Final stipulations of law, facts, and authenticity are filed.

July 29, 2014: Final Prehearing Conference to begin at 10 a.m.

July 30, 2014: Respondent's Counsel files pretrial brief.

Except as set forth herein, all dates and other provisions in the Second Revised Scheduling Order are unchanged.

ORDERED:



D. Michael Chappell
Chief Administrative Law Judge

Date: April 17, 2014