

ORIGINAL

PUBLIC

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



In the Matter of

Ferrellgas Partners, L.P., a limited partnership,
and

Ferrellgas L.P., a limited partnership, also doing
business as Blue Rhino, and

Amerigas Partners, L.P., a limited partnership,
also doing business as Amerigas Cylinder
Exchange, and

UGI Corporation, a corporation,
Respondents.

DOCKET NO. 9360

**ORDER GRANTING COMPLAINT COUNSEL'S UNOPPOSED
MOTION TO EXTEND DEADLINE FOR MOTIONS TO COMPEL
RESPONSES TO DISCOVERY REQUESTS**

On July 8, 2014, Federal Trade Commission ("FTC") Complaint Counsel filed an Unopposed Motion to Extend Deadline for Motions to Compel Responses to Discovery Requests ("Motion"). Specifically, the Motion seeks an order extending, by fourteen (14) days, the deadline for filing motions to compel discovery under the Additional Provisions of the Revised Scheduling Order issued in this case. Additional Provision 10 states in pertinent part:

Any motion to compel responses to discovery requests shall be filed within 30 days of service of the responses and/or objections to the discovery requests or within 20 days after the close of discovery, whichever first occurs.

Revised Scheduling Order, May 21, 2014, Additional Provision 10.

The Motion states that on May 5, 2014, Complaint Counsel issued a First Set of Requests for Production and a First Set of Interrogatories to Respondents AmeriGas Partners, L.P., and UGI Corporation (collectively, "AmeriGas"). Complaint Counsel subsequently provided AmeriGas an additional one week to respond to these two discovery requests, so that

AmeriGas's responses would be due no later than June 12, 2014. AmeriGas served its Objections and Responses to the foregoing discovery on June 12, 2014.

Pursuant to Additional Provision 10, any motion to compel with respect to Complaint Counsel's discovery requests would be due on or before July 14, 2014; however, Complaint Counsel states, the parties have been engaged in efforts to resolve AmeriGas's objections to the discovery requests. The Motion asserts that the requested extension of time will allow the parties to continue these efforts, and may result in an amicable resolution of the current disputes. Complaint Counsel further states that AmeriGas does not oppose the Motion.

Based on the foregoing, good cause exists to extend the deadline as requested by Complaint Counsel. *See* 16 C.F.R. § 3.21(c)(2) (providing that the Administrative Law Judge may, upon a showing of good cause, extend any deadline in the scheduling order, other than the date set for the evidentiary hearing). Furthermore, extending the deadline as requested will not affect the "need to conclude the evidentiary hearing and render an initial decision in a timely manner." *Id.*

Accordingly, the Motion is GRANTED, and it is hereby ORDERED that the deadline for Complaint Counsel to file any motion to compel responses to Complaint Counsel's First Set of Requests for Production and/or First Set of Interrogatories issued to AmeriGas shall be July 28, 2014.

ORDERED:



D. Michael Chappell
Chief Administrative Law Judge

Date: July 8, 2014