

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

FEDERAL TRADE COMMISSION)	CASE NO. 518MC54
)	
Petitioner)	JUDGE SARA LIOI
)	Magistrate Judge George J. Limbert
v.)	
)	
FULLY ACCOUNTABLE, LLC)	<u>ORDER TO SHOW CAUSE</u>
)	
Respondent)	

Petitioner, the Federal Trade Commission (FTC or Commission), under the authority conferred by Section 20 of the Federal Trade Commission Act, 15 U.S.C. § 57b-1 and Fed.R.Civ.P. 81(a)(5), has invoked the aid of this Court for an order requiring Respondent, Fully Accountable, LLC, to comply with a civil investigative demand (CID), issued to it on September 21, 2017, in aid of an FTC law enforcement investigation.

The Court has considered the Federal Trade Commission's Petition to Enforce Civil Investigative Demand and the papers filed in support thereof; and, it appearing to the Court that Petitioner has shown good cause for the entry of such order, it is hereby

ORDERED that Respondent, Fully Accountable, LLC, appear at 11:00 a.m. on the 9th day of August, 2018, in Courtroom No. 242 of the United States Courthouse for the Northern District of Ohio, Thomas D. Lambros Federal Building & U.S. Courthouse, 125 Market Street, Youngstown, Ohio 44503, and show cause, if any there be, why this Court should not grant said Petition and enter an order enforcing the CID. Unless the Court determines otherwise, notwithstanding the filing or pendency of any procedural or other motions, all issues raised by the Petition and supporting papers, and any opposition to the Petition, will be considered at the

hearing on the Petition, and the allegations of the Petition shall be deemed admitted unless controverted by a specific factual showing; and

IT IS FURTHER ORDERED that, if Respondent believes it to be necessary for the Court to hear live testimony, it must file an affidavit reflecting such testimony (or if a proposed witness is not available to provide such an affidavit, a specific description of the witness' proposed testimony) and explain why Respondent believes that live testimony is required; and

IT IS FURTHER ORDERED that, if Respondent intends to file pleadings, affidavits, exhibits, motions, or other papers in opposition to said Petition or to the entry of the order requested therein, such papers must be filed with the Court and received by Petitioner's counsel on the 27th day of June, 2018. Such submission shall include, in the case of any affidavits or exhibits not previously submitted, or objections not previously made to the Federal Trade Commission, an explanation as to why such objections were not made or such papers or information were not submitted to the Commission. Any reply by Petitioner shall be filed with the Court and received by Respondent on the 11th day of July, 2018; and

IT IS FURTHER ORDERED that, pursuant to Fed.R.Civ.P. 81(a)(5) and 26(a)(1)(B)(v), this is a summary proceeding and no party shall be entitled to discovery without further order of the Court upon a specific showing of need; and that the dates for a hearing and the filing of papers established by this order shall not be altered without prior order of the Court upon good cause shown; and

IT IS FURTHER ORDERED that, pursuant to Fed.R.Civ.P. 81(a)(5) and its 1946 Advisory Committee note, a copy of this order and copies of said Petition and exhibits filed therewith, shall be served forthwith by Petitioner upon Respondent and/or its counsel, using as

expeditious means as practicable.

IT IS SO ORDERED this 13th day of June, 2018.

/s/George J. Limbert
GEORGE J. LIMBERT
U.S. MAGISTRATE JUDGE