

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



ORIGINAL

In the Matter of)
)
)
Impax Laboratories, Inc.,)
a corporation,)
)
Respondent)
_____)

DOCKET NO. 9373

COMPLAINT COUNSEL’S NOTICE OF WITHDRAWAL OF MOTION TO COMPEL
PRODUCTION OF PERFORMANCE REVIEWS FOR IMPAX WITNESSES

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Dated: August 4, 2017

**COMPLAINT COUNSEL'S NOTICE OF WITHDRAWAL OF MOTION TO COMPEL
PRODUCTION OF PERFORMANCE REVIEWS FOR IMPAX WITNESSES**

TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

Please take notice that, following the submission of Complaint Counsel's motion to compel production, filed on July 28, 2017, the parties reached an agreement to resolve the dispute without intervention of this Court. As such, Complaint Counsel respectfully withdraws its Motion to Compel Production of Performance Reviews for Impax Witnesses, and requests that the Court deny the motion as moot.

Respectfully submitted,

/s/ Nicholas A. Leefer

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Dated: August 4, 2017

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[PROPOSED] ORDER

Having considered Complaint Counsel’s Notice of Withdrawal of its Motion to Compel Production of Performance Reviews for Impax Witnesses, it is hereby ORDERED that Complaint Counsel’s Motion to Compel Production of Performance Reviews for Impax Witnesses is DENIED AS MOOT.

ORDERED:

D. Michael Chappell
Chief Administrative Law Judge

Date: _____

CERTIFICATE OF SERVICE

I hereby certify that on August 4, 2017, I filed the foregoing documents electronically using the FTC's E-Filing System, which will send notification of such filing to:

Donald S. Clark
Secretary
Federal Trade Commission
600 Pennsylvania Ave., NW, Rm. H-113
Washington, DC 20580

The Honorable D. Michael Chappell
Administrative Law Judge
Federal Trade Commission
600 Pennsylvania Ave., NW, Rm. H-110
Washington, DC 20580

I also certify that I delivered via electronic mail (FTP) a copy of the foregoing documents to:

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Dated: August 4, 2017

By: /s/ Nicholas A. Leefer
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CERTIFICATE FOR ELECTRONIC FILING

I certify that the electronic copy sent to the Secretary of the Commission is a true and correct copy of the paper original and that I possess a paper original of the signed document that is available for review by the parties and the adjudicator.

August 4, 2017

By: /s/ Nicholas A. Leefer
Attorney