

PUBLIC

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

_____	)	
In the Matter of	)	
	)	
Altria Group, Inc.,	)	
a corporation,	)	Docket No. 9393
	)	
and	)	
	)	
JUUL Labs, Inc.	)	
a corporation,	)	
	)	
Respondents.	)	
_____	)	

**ORDER GRANTING MOTION FOR EXTENSION OF TIME**

On September 28, 2020, non-party Turning Point Brands, Inc. (“Turning Point”) filed a Motion for Extension of Time to Move to Limit or Quash two Subpoenas *Duces Tecum* (“Motion”) received by Turning Point: one from Respondent Juul Labs, Inc. (“JLI”) on September 16, 2020, and the second from Federal Trade Commission (“FTC”) Complaint Counsel on September 24, 2020.

Under FTC Rule of Practice 3.34(c), any motion to limit or quash a subpoena must be filed within 10 days of receipt of the subpoena, 16 C.F.R. § 3.34(c). Turning Point states that to enable Turning Point to negotiate with JLI and with Complaint Counsel regarding the scope and asserted burden of the respective subpoenas, it seeks an extension until October 23, 2020. Turning Point argues that the extension is necessary given the breadth of the requested production, and so that the serving parties and Turning Point can devote their efforts to negotiating an agreed upon scope of production, rather than to preparing motions to quash that may not be necessary if such negotiations are successful. Turning Point represents, based on meeting and conferring with the parties, that neither JLI nor Complaint Counsel oppose the Motion.

FTC Rule 4.3(b) authorizes the Administrative Law Judge, except in circumstances not here presented, to extend any time limit prescribed by the rules “[f]or good cause shown.” 16 C.F.R. § 4.3(b). Based on the representations in the Motion, Turning Point has demonstrated

good cause for the requested extension. Accordingly, the Motion is GRANTED and it is hereby ORDERED that Turning Point's deadline for filing any motion to limit or quash the subpoenas pursuant to Rule 3.34(c) is extended to October 23, 2020.

ORDERED:

Handwritten signature of D. Michael Chappell in black ink, written in a cursive style.

D. Michael Chappell  
Chief Administrative Law Judge

Date: September 28, 2020