

UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION

COMMISSIONERS: Rebecca Kelly Slaughter, Acting Chairwoman
Noah Joshua Phillips
Rohit Chopra
Christine S. Wilson

In the Matter of

HEALTH RESEARCH LABORATORIES, LLC,
a limited liability company,

WHOLE BODY SUPPLEMENTS, LLC
a limited liability company, and

KRAMER DUHON,
individually and as an officer of HEALTH
RESEARCH LABORATORIES, LLC and
WHOLE BODY SUPPLEMENTS, LLC

DOCKET NO. 9397

RESPONDENTS' AMENDED ANSWER

Respondents Health Research Laboratories, LLC (“HRL”), Whole Body Supplements, LLC (“WBS”) and Kramer Duhon (collectively, “Respondents”) file this Amended Answer to the Complaint filed by the Federal Trade Commission (“FTC”).

ANSWER PURSUANT TO 16 CFR § 3.12(b)(2)

Pursuant to 16 CFR § 3.12(b)(2), Respondents elect not to contest the allegations of fact set forth in the complaint. Respondents admit all of the material allegations to be true. Pursuant to 16 CFR § 3.12(b)(2), Respondents reserve the right to submit proposed findings of fact and conclusions of law.

LEGAL DEFENSES

1. Violation of the United States Constitution: The FTC’s administrative process violates the Fifth Amendment to the United States Constitution because it seeks to deny Respondents of property and rights without due process of law. Further, the FTC receives its authority through Article II of the United States Constitution. The FTC’s structure violates and is inconsistent with Article II of the United States Constitution because the Commissioners and the Administrative Law Judges (“ALJs”) can only be

removed by the President for “inefficiency, neglect of duty, or malfeasance in office,” which means that the Commissioners and the ALJs are not subject to the supervision and authority of the President.

Dated: March 30, 2021

Respectfully submitted,

REESE MARKETOS LLP

By: */s/ Joel W. Reese* _____

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ATTORNEYS FOR RESPONDENTS

CERTIFICATE OF SERVICE

I hereby certify that on March 30, 2021, I filed the foregoing document electronically using the FTC's E-Filing system, which will send notification to:

April J. Tabor
Acting Secretary
Federal Trade Commission
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The Honorable D. Michael Chappell
Administrative Law Judge
Federal Trade Commission
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/s/ Joel W. Reese
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