FEDERAL TRADE COMMISSION WASHINGTON, D.C. 20580

NOTICE OF APPEARANCE



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| CASE NAME | FILE/DOCKET NUMBER |
| In the Matter of The Kroger Company and Albertsons Companies, Inc. | Docket No. 9428 |

Pursuant to Section 4.1 of the Commission's Rules of Practice, I (we) am (are) entering in the above proceeding the appearance of

counsel supporting the complaint (Complete Items 1, 3, 4, and 5 below)

counsel or representative for the respondent (Complete Items 1, 2, 4, and 5 below)

χ counsel or representative for a third party (Complete Items 1, 2, 4, and 5 below)

1. COUNSEL OR REPRESENTATIVE

2. RESPONDENT(S) OR THIRD PARTY(IES)

Include the name, address, email address, and telephone number of each counsel or representative entering an appearance in the above proceeding,

James M. Burns Williams Mullen 8350 Broad Street Suite 1600 Tysons, Virginia 22102 Telephone: +1 (703) 760-5223 jmburns@williamsmullen.com

Williams Mullen 1230 Main Street Suite 330 Columbia, South Carolina 29201 Telephone: 1+ (803)567-4613 rlevy@williamsmullen.com

Ruth Levy

Include the address and telephone numbers of all persons, partnerships, corporations, or associations on whose behalf this Notice of Appearance is being filed.

Dollar Tree, Inc. 500 Volvo Parkway Chesapeake, Virginia 23320 +1(757)321-5000

| 2 | ASSOCIATE/ASSISTANT | . DIBECTOR |
|----|----------------------------|------------|
| ο. | AUGUCIA I L/AUGUIG I AIN I | |

4. SIGNATURE OF SENIOR COUNSEL

/S/ James M. Burns

5. DATE SIGNED

7/11/2024

Return this form to: Federal Trade Commission

Room H-113

600 Pennsylvania Avenue, N.W.

Washington, D.C. 20580

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

In the Matter of

The Kroger Company a corporation,

And

Docket No. 9428

Albertsons Companies, Inc. a corporation,

Respondents

STATEMENT OF GOOD STANDING PURSUANT TO 16 C.F.R. § 4.1

In connection with the Notice of Appearance filed on July 12, 2024, and pursuant to 16 C.F.R. § 4.1(d), I state that I am eligible to practice before the Federal Trade Commission as a member of the Bar of the District of Columbia (#412319). As requested by 16 C.F.R. § 4.1(d), I further state that I am a member of good standing within the legal profession.

/s/ James M. Burns
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Counsel to Third Party Dollar Tree, Inc.

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

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STATEMENT OF GOOD STANDING PURSUANT TO 16 C.F.R. § 4.1

In connection with the Notice of Appearance filed on July 12, 2024, and pursuant to 16 C.F.R. § 4.1(d), I state that I am eligible to practice before the Federal Trade Commission as a member of the Bar of South Carolina (#103371). As requested by 16 C.F.R. § 4.1(d), I further state that I am a member of good standing within the legal profession.

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CERTIFICATE OF SERVICE AND ELECTRONIC FILING

I hereby certify that on July 12, 2024, a true and correct copy of the foregoing document was filed electronically with the Federal Trade Commission using the Commission's E-Filing System, and a notification of such filing with a courtesy copy of the forgoing document was sent by email to:

April Tabor
Office of the Secretary
Federal Trade Commission
600 Pennsylvania Avenue, NW, Rm. H-113
Washington, DC 20580
ElectronicFilings@ftc.gov

The Honorable D. Michael Chappell Chief Administrative Law Judge Federal Trade Commission 600 Pennsylvania Avenue, N.W., Rm. H-110 Washington, DC 20580

I also hereby certify that on July 12, 2024, I caused a true and correct PDF copy of the foregoing document to be served by email to:

Charles Dickinson James H. Weingarten Emily Blackburn Paul Frangie Laura Hall Janet Kim Kenneth A. Libby Eric Olson Rohan Pai Harris Rothman Albert Teng Elizabeth Arens Jacob Hamburger Joshua Smith Katherine Bies Lily E. Hough Katharine Drummonds **Federal Trade Commission Bureau of Competition** 600 Pennsylvania Avenue, NW Washington, DC 20580 cdickinson@ftc.gov

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Dated: July 12, 2024

/<u>s/</u> <u>Sara H. Tyer</u> Sara H. Tyer Paralegal