## UNITED STATES OF AMERICA BEFORE FEDERAL TRADE COMMISSION

**COMMISSIONERS:** Timothy J. Muris, Chairman

Mozelle W. Thompson

Orson Swindle
Thomas B. Leary

**Pamela Jones Harbour** 

In the Matter of

SOUTH CAROLINA STATE BOARD OF DENTISTRY.

Docket No. 9311

#### MOTION FOR PERMISSION TO FILE REPLY BRIEF

Respondent, the South Carolina State Board of Dentistry, hereby moves for permission to file a Reply Brief in response to the anticipated brief that will be filed by Complaint Counsel on or before November 24, 2003. The grounds for this motion are that the Motion to Dismiss involves several relatively complex legal issues, and a Reply Brief would permit the Respondent an opportunity to respond to the arguments made in the brief of Complaint Counsel.

Respondent would also ask that if this Motion to File Reply Brief is granted, the date for filing such a Reply Brief be set for December 5, 2003. This will give counsel for Respondent approximately five or six working days from the date that counsel for Respondent will likely receive the brief of Complaint Counsel.

The undersigned counsel for Respondent has consulted with Complaint Counsel prior to the filing of this motion. Chief Complaint Counsel, Michael B. Kades, has advised that he takes no position on this motion.

# Respectfully submitted,

LYNNE W. ROGERS

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**AND** 

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### **CERTIFICATE OF SERVICE**

I, Kenneth P. Woodington, one of the attorneys for the Respondent, does hereby certify that service of the Motion for Permission to File Reply Brief, in the above-referenced action was made upon the following persons by US Mail as set forth below:

Michael B. Kades, Esquire Andrew S. Ginsburg, Esquire Federal Trade Commission, Room 7225 601 New Jersey Avenue, NW Washington, DC 20580

Mr. Bruce Hoffman Deputy Director, Bureau of Competition 600 Pennsylvania Avenue NW, Room 374 Washington, DC 20580

Vannath D. Waadington

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November 12, 2003