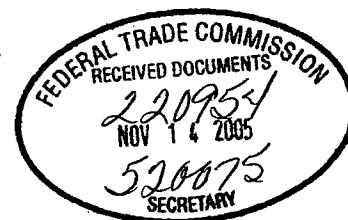


UNITED STATES OF AMERICA  
FEDERAL TRADE COMMISSION  
OFFICE OF ADMINISTRATIVE LAW JUDGES  
WASHINGTON, D.C.

ORIGINAL



In the Matter of

BASIC RESEARCH, LLC  
A.G. WATERHOUSE, LLC  
KLEIN-BECKER USA, LLC  
NUTRASPORT, LLC  
SOVAGE DERMALOGIC LABORATORIES, LLC  
BAN LLC d/b/a BASIC RESEARCH LLC  
    OLD BASIC RESEARCH, LLC  
    BASIC RESEARCH, A.G. WATERHOUSE,  
    KLEIN-BECKER USA, NUTRA SPORT, and  
    SOVAGE DERMALOGIC LABORATORIES  
DENNIS GAY  
DANIEL B. MOWREY d/b/a AMERICAN  
    PHYTOTHERAPY RESEARCH  
    LABORATORY, and  
MITCHELL K. FRIEDLANDER,  
    Respondents

PUBLIC

Docket No. 9318

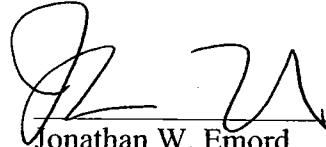
**MOTION FOR EXTENSION OF TIME TO EXCHANGE AND SERVE  
COURTESY COPIES ON THE ADMINISTRATIVE LAW JUDGE OF  
OBJECTIONS TO FINAL PROPOSED WITNESS AND EXHIBIT LISTS**

Respondents Basic Research, LLC; A.G. Waterhouse LLC; Klein-Becker USA LLC; Nutrasport, LLC; Sovage Dermalogic Laboratories, LLC; Ban, LLC; Dennis Gay; Daniel B. Mowrey d/b/a American Phytotherapy Research Laboratory; and Mitchell K. Friedlander (hereinafter the "Respondents") hereby move to extend the time to exchange and serve copies on the administrative law judge of the parties' objections to final proposed witness and exhibit lists. In support of their motion they state as follows:

1. The Court's Second Revised Scheduling Order sets Tuesday, November 15, 2005 as the deadline for the exchange and service of courtesy copies on the ALJ of the objections to final proposed witness and exhibit lists.
2. The parties exchanged and served courtesy copies on the ALJ of the final proposed witness and exhibit lists on November 8, 2005, a week before the November 15<sup>th</sup> deadline.
3. Each party has designated over 800 multi-page exhibits. In short, the material is voluminous.
4. Each party has designated more than 20 witnesses, both fact and expert witnesses.
5. While Respondents began working immediately upon receipt of the witness and exhibit lists analyzing the associated material and preparing their objections, they found that a week is insufficient time to conduct a thorough and complete review of the voluminous multi-page documents identified as exhibits and meet the deadline for exchange and service of those objections.
6. The intervening holidays make coordination among all counsel for respondents difficult warranting the additional extension of time.
7. Respondents respectfully request a two week extension of time, until Tuesday, November 29<sup>th</sup>.
8. Respondents notified Complaint Counsel and requested an extension. Complaint Counsel agreed to an extension up to an including Wednesday, November 23<sup>rd</sup> but not the following Tuesday, November 29<sup>th</sup>.

9. The requested two week extension of time will not affect any other deadline set in the Second Revised Scheduling Order. It will not affect the hearing schedule nor otherwise prejudice the parties.
10. A proposed order is attached.

Respectfully submitted,



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**Nutrasport, LLC**  
**Sovage Dermatologic**  
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**Counsel for Respondent Daniel B.  
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*Pro se.*

Dated: November 14, 2005

**UNITED STATES OF AMERICA  
FEDERAL TRADE COMMISSION  
OFFICE OF ADMINISTRATIVE LAW JUDGES  
WASHINGTON, D.C.**

**In the Matter of**

**BASIC RESEARCH, LLC  
A.G. WATERHOUSE, LLC  
KLEIN-BECKER USA, LLC  
NUTRASPORT, LLC  
SOVAGE DERMALOGIC LABORATORIES, LLC  
BAN LLC d/b/a BASIC RESEARCH LLC  
OLD BASIC RESEARCH, LLC  
BASIC RESEARCH, A.G. WATERHOUSE,  
KLEIN-BECKER USA, NUTRA SPORT, and  
SOVAGE DERMALOGIC LABORATORIES  
DENNIS GAY  
DANIEL B. MOWREY d/b/a AMERICAN  
PHYTOTHERAPY RESEARCH  
LABORATORY, and  
MITCHELL K. FRIEDLANDER,  
Respondents**

**Docket No. 9318**

**ORDER ON UNOPPOSED MOTION FOR EXTENSION OF TIME TO  
EXCHANGE AND SERVE COURTESY COPIES ON THE ADMINISTRATIVE  
LAW JUDGE OF OBJECTIONS TO FINAL PROPOSED WITNESS AND  
EXHIBIT LISTS**

THIS CAUSE came before the Chief Administrative Law Judge on Respondents' Unopposed Motion for Extension of Time to Exchange and Serve Courtesy Copies on the Administrative Law Judge of Objections to Final Proposed Witness and Exhibit Lists. Having reviewed the Motion, and good cause having been shown for the two week extension requested, it is hereby ORDERED that the motion is GRANTED. The parties shall have up to and including November 29, 2005 to exchange and serve courtesy copies on the administrative law judge of objections to final proposed witness and exhibit lists.

ORDERED:

Date:

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Stephen J. McGuire  
Chief Administrative Law Judge

**UNITED STATES OF AMERICA  
FEDERAL TRADE COMMISSION  
OFFICE OF ADMINISTRATIVE LAW JUDGES  
WASHINGTON, D.C.**

**In the Matter of**

**BASIC RESEARCH, LLC  
A.G. WATERHOUSE, LLC  
KLEIN-BECKER USA, LLC  
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    BASIC RESEARCH, A.G. WATERHOUSE,  
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**DENNIS GAY  
DANIEL B. MOWREY d/b/a AMERICAN  
    PHYTOTHERAPY RESEARCH  
    LABORATORY, and  
MITCHELL K. FRIEDLANDER,  
    Respondents****

**Docket No. 9318**

**CERTIFICATE OF SERVICE**

I hereby certify that on this 14<sup>th</sup> day of November, 2005 I caused the Unopposed Motion for Extension of Time to Exchange and Serve Courtesy Copies on the Administrative Law Judge of Objections to Final Proposed Witness and Exhibit Lists to be filed and served as follows:

- 1) an original and one paper copy filed by hand delivery and one electronic copy in PDF format filed by electronic mail to

Donald S. Clark  
Secretary  
U.S. Federal Trade Commission  
600 Pennsylvania Avenue, N.W.  
Room H-159  
Washington, D.C. 20580

Email: [secretary@ftc.gov](mailto:secretary@ftc.gov)

2) two paper copies delivered by hand delivery to:

The Hon. Stephen J. McGuire  
Chief Administrative Law Judge  
U.S. Federal Trade Commission  
600 Pennsylvania Avenue, N.W.  
Room H-112  
Washington, D.C. 20580

3) one paper copy by first class U.S. Mail to:

James Kohm  
Associate Director, Enforcement  
U.S. Federal Trade Commission  
601 New Jersey Avenue, N.W.  
Washington, D.C. 20001

4) one paper copy by first class U.S. mail and one electronic copy in PDF format by electronic mail to:

Laureen Kapin  
Joshua S. Millard  
Laura Schneider  
Walter C. Gross III  
Lemuel W. Dowdy  
Edwin Rodriguez  
U.S. Federal Trade Commission  
600 Pennsylvania Avenue, N.W.  
Suite NJ-2122  
Washington, D.C. 20580  
Email: [lkapin@ftc.gov](mailto:lkapin@ftc.gov)  
[jmillard@ftc.gov](mailto:jmillard@ftc.gov)  
[lschneider@ftc.gov](mailto:lschneider@ftc.gov)  
[wgross@ftc.gov](mailto:wgross@ftc.gov)  
[ldowdy@ftc.gov](mailto:ldowdy@ftc.gov)  
[erodriguez@ftc.gov](mailto:erodriguez@ftc.gov)

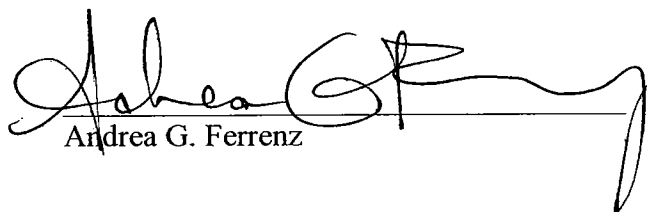
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Andrea G. Ferrenz