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



In the Matter of)	
DYNAMIC HEALTH OF FLORIDA, LLC CHHABRA GROUP, LLC DBS LABORATORIES, LLC)))	Docket No. 9317
VINEET K. CHHABRA aka VINCENT K. CHHABRA, and JONATHAN BARASH, Respondent.)	
r)	

ORDER ON RESPONDENTS' MOTION FOR AN EXTENSION AND TO MODIFY THE SCHEDULING ORDER

I.

On November 9, 2004, Respondents Chhabra, Chhabra Group, LLC, and Dynamic Health of Florida ("Respondents") filed a motion to extend the time for responding to discovery and to modify the Scheduling Order dated August 2, 2004 ("Motion"). On November 10, 2004, Complaint Counsel filed its Opposition ("Opposition"). On November 15, 2004, Respondents filed a Reply.

Pursuant to Rule 3.22(c), "[t]he moving party shall have no right to reply, except as permitted by the Administrative Law Judge." 16 C.F.R. § 3.22(c). Respondents failed to file a motion for leave to submit a reply. Accordingly, the reply will not be considered.

Respondents request a thirty day extension of various upcoming deadlines because of the serious illness of the wife and law partner of the attorney for Respondents. Motion at 1-2. Complaint Counsel argues that the extension should be limited, that Complaint Counsel should be given an extension so that the order of discovery is not altered, and that no extension should be granted to third parties. Opposition at 1-5.

Good cause having been shown, Respondents' motion for an extension and to modify the Scheduling Order is **GRANTED** in part and **DENIED** in part. The Scheduling Order will be modified as follows:

November 29, 2004 - Respondents' objections to interrogatories and document requests submitted to Respondents on October 25, 2004 are due.

November 30, 2004		Deadline for issuing document requests, requests for admission, interrogatories, and subpoena <i>duces tecum</i> , except for discovery for purposes of authenticity and admissibility of exhibits.
December 6, 2004	-	Respondents' objections to requests for admission submitted to Respondents on November 2, 2004 are du
December 13, 2004	- ·	Respondents' responses to the above-referenced interrogatories and document requests are due.
December 15, 2004	-	Respondents' Counsel provides expert witness list.
December 22, 2004	<u>-</u>	Complaint Counsel provides expert witness reports.
December 29, 2004	_	Respondents' Counsel provides expert witness reports.

Other dates and the Additional Provisions of the Scheduling Order remain unchanged.

ORDERED:

Stephen J. McGuire/
Chief Administrative Law Judge

Date: November 16, 2004