UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION

In the Matter of

Union Oil Company of California,
a corporation.

Docket No. 9305

COMPLAINT COUNSEL'S REQUEST FOR THE COMMISSION TO DEFER RULING ON THE PETITION FOR EXPEDITED REVIEW OF ADMINISTRATIVE LAW JUDGE'S EXERCISE OF DELEGATED AUTHORITY PURSUANT TO 16 C.F.R. SECTION 0.7 AND REQUEST FOR SUPPLEMENTAL ORDER ON REMAND

Complaint Counsel respectfully request the Commission to defer ruling on Complaint Counsel's Petition for Expedited Review of Administrative Law Judge's Exercise of Delegated Authority Pursuant to 16 C.F.R. Section 0.7 and Request for Supplemental Order on Remand, until after the Scheduling Conference with Administrate Law Judge Chappell on September 8, 2004.

On August 26, 2004, Complaint Counsel filed a Petition requesting that the Commission order an Administrative Law Judge to schedule an adjudicative hearing to commence as soon as practicable, but no earlier than ten business days from the Administrative Law Judge's order scheduling the hearing date and no later than October 12, 2004. Complaint Counsel further petitioned the Commission for an order requiring an Administrative Law Judge to issue trial subpoenas within two business days of submission of revised trial subpoenas by the parties.
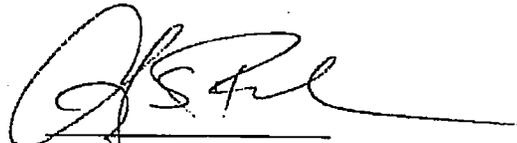
On August 27, 2004, Unocal filed a response to Complaint Counsel's Petition.

On August 27, 2004, Administrative Law Judge Chappell issued an Order setting a

scheduling conference for September 8, 2004 at 3:00 p.m.

In light of Judge Chappell's Order Setting Scheduling Conference, Complaint Counsel

respectfully request that the Commission defer ruling on Complaint Counsel's Petition pending

the outcome of the September 8, 2004 Scheduling Conference.

Respectfully submitted,

Chong S. Park
David Conn
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Bureau of Competition
Federal Trade Commission
Washington, D.C. 20580

Dated: September 1, 2004

CERTIFICATE OF SERVICE

I, Guru Raj, hereby certify that on September 01, 2004, I caused one original and twelve copies of "Complaint Counsel's Request for The Commission to Defer Ruling on the Petition for Expedited Review of Administrative Law Judge's Exercise of Delegated Authority Pursuant to 16 C.F.R. Section 0.7 and Request for Supplemental Order on Remand" to be served upon the following by hand delivery:

> The Commissioners
> U.S. Federal Trade Commission
> Via Office of the Secretary, Room H-159
> 600 Pennsylvania Avenue, NW
> Washington, DC 20580

I, Guru Raj, hereby certify that on September 01, 2004, I caused one copy of "Complaint Counsel's Request for The Commission to Defer Ruling on the Petition for Expedited Review of Administrative Law Judge's Exercise of Delegated Authority Pursuant to 16 C.F.R. Section 0.7 and Request for Supplemental Order on Remand" to be served upon the following by facsimile and Federal Express delivery:

> Joseph Kattan, Esq.
> Gibson, Dunn & Crutcher LLP
> 1050 Connecticut Avenue, NW
> Washington, DC 20036-5306

> David W. Beehler, Esq.
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> 800 LaSalle Avenue
> Minneapolis, MN 55402-2015

I, Guru Raj, hereby certify that on September 01, 2004, I caused two copies of "Complaint Counsel's Request for The Commission to Defer Ruling on the Petition for Expedited Review of Administrative Law Judge's Exercise of Delegated Authority Pursuant to 16 C.F.R. Section 0.7 and Request for Supplemental Order on Remand" to be served upon the following by hand delivery:

The Honorable Stephen J. McGuire
Chief Administrative Law Judge
U.S. Federal Trade Commission
600 Pennsylvania Avenue, NW
Washington, DC 20580

The Honorable D. Michael Chappell
Administrative Law Judge
U.S. Federal Trade Commission
600 Pennsylvania Avenue, NW
Washington, DC 20580

Guru Raj