

**UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION**

In the Matter of

**KENTUCKY HOUSEHOLD
GOODS CARRIERS
ASSOCIATION, INC.,**

a corporation.

Docket No. 9309

DECLARATION OF DANA ABRAHAMSEN

I, Dana Abrahamsen, make the following statement:

1. I am an attorney for the Federal Trade Commission. I serve as Complaint Counsel in this matter.
2. On August 28, 2003 Respondent filed its Initial Disclosures identifying William Debord and A.F. Mirus as persons likely to have discoverable information.
3. On October 14, 2003 Respondent identified A.F. Mirus, William Debord, James C. Codell, Denise King and Dennis Tolson on its preliminary witness list.
4. During the last two weeks of October, Respondent's Counsel informed Complaint Counsel that Respondent would not list James C. Codell or Dennis Tolson on its witness list nor call them as witnesses at trial.
5. Following the deposition of Mr. Mirus on the afternoon of November 19, Respondent's Counsel informed Complaint Counsel that based on Mr. Mirus's deposition testimony Respondent felt that it may be necessary to Respondent's defense to call Mr. Tolson as a witness at trial.
6. The scheduling order in this matter established December 1, 2003 (the Monday following the week containing the Thanksgiving Holiday) as the close of discovery.
7. Respondent's revised witness list was filed on November 24, 2003 - the last week of the period set for completing discovery in this matter.
8. Respondent's Counsel and Complaint Counsel discussed whether it was possible to

schedule the deposition of Mr. Tolson prior to the close of discovery but due in large part to the Thanksgiving Day holiday such scheduling was not possible.

9. Respondent's Counsel and Complaint Counsel are prepared to hold the deposition of Mr. Tolson on December 15 and 16, 2003.

I declare under penalty of perjury that the foregoing is true and correct. (28 U.S.C. § 1746).

Executed on November 26, 2003

Dana Abrahamsen