



UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
WASHINGTON, D.C. 20580

Office of the Secretary

October 13, 2005

VIA FACSIMILE AND EXPRESS MAIL

Garden of Life, Inc., c/o Mark B. Seiger, Esquire
Edwards & Angell, LLP
90 State House Square – 9th Floor
Hartford, CT 06103

Re: *Petition to Limit or Quash, File No. 032-3237*

Dear Mr. Seiger:

This letter advises you of the disposition of the Petition to Limit or Quash (hereinafter “Petition”) filed by Garden of Life, Inc. (hereinafter “Petitioner”) in conjunction with an investigation by the Federal Trade Commission (hereinafter “FTC” or “Commission”). The Petition appears to be moot.

This ruling was made by Commissioner Pamela Jones Harbour, acting as the Commission’s delegate. *See* 16 C.F.R. § 2.7(d)(4). Petitioner has the right to request review of this matter by the full Commission. Such a request must be filed with the Secretary of the Commission within three days after service of this letter.¹

The Petition was timely filed on March 25, 2004. At that time, the Commission had reason to believe that Petitioner intended to comply with the terms of the Civil Investigative Demand in accordance with a schedule being negotiated with Staff. A ruling on the Petition was, therefore, held in abeyance. The Commission now has reason to believe that Petitioner and Staff did negotiate a satisfactory schedule for compliance and that production has been completed. Those developments have mooted the Petition. Accordingly,

IT IS ORDERED THAT the Petition to Limit or Quash filed by Petitioner should be, and it hereby is, **DENIED** on the grounds that it is **MOOT**.

By direction of the Commission.

Donald S. Clark
Secretary

¹ This letter decision is being delivered by facsimile and express mail. The facsimile copy is being provided as a courtesy. Computation of the time for appeal is to be calculated from the date you received the original by express mail.