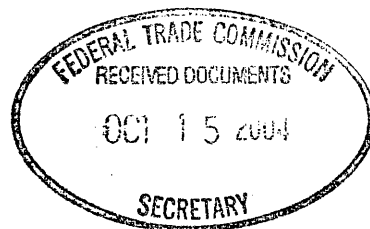


UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION



In the Matter of)
)
)

BASIC RESEARCH, L.L.C.,)
A.G. WATERHOUSE, L.L.C.,)
KLEIN-BECKER USA, L.L.C.,)
NUTRASPORT, L.L.C.,)
SOVAGE DERMALOGIC)
LABORATORIES, L.L.C.,)
BAN, L.L.C.,)
DENNIS GAY,)
DANIEL B. MOWREY, and)
MITCHELL K. FRIEDLANDER,)

Respondents.)
)
)

Docket No. 9318

PUBLIC DOCUMENT

**COMPLAINT COUNSEL'S UNOPPOSED MOTION FOR EXTENSION
OF TIME TO FILE RESPONSES TO RESPONDENT MOWREY'S DISCOVERY**

Complaint Counsel move to extend the time to respond to Respondent Daniel B.

Mowrey's *First Set of Interrogatories* and *First Request for Admissions*, from October 21, 2004, to October 29, 2004, and in support thereof state as follows:

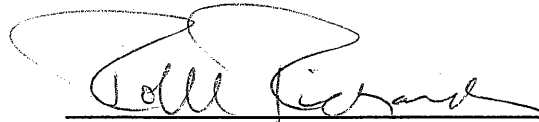
1. On October 6, 2004, Respondent Daniel B. Mowrey served his *First Set of Interrogatories* and *First Request for Admissions*. Complaint Counsel's response is currently due on October 21, 2004.
2. Pursuant to Rule of Practice 4.3, the Administrative Law Judge may extend any time limit prescribed or allowed by the Rules.
3. On October 14, 2004, Complaint Counsel, Robin M. Richardson, discussed the relief sought in this Request with counsel for Respondent, Ronald F. Price. Mr. Price represented that Respondent did not oppose the requested extension.

4. Good cause exists to justify this brief extension because Complaint Counsel's time to prepare its responses to Respondent Mowrey's discovery falls within the same time period in which Complaint Counsel was traveling to meet with its experts in anticipation of meeting the deadline for providing expert reports. Complaint Counsel is also in the process of responding to Respondent's Second Motion to Compel and completing our privilege log. Further, one of the Complaint Counsel, who is primarily responsible for addressing the issues raised in this discovery, recently suffered a serious medical emergency. He was hospitalized for six days, out of the office for 10 days and continues to receive follow up treatment. In addition, Complaint Counsel, Robin M. Richardson, has been noticed for jury duty on October 18, 2004.

5 A proposed order is attached hereto for the Court's convenience.

Date: October 15, 2004

Respectfully submitted by:



Laureen Kapin (202) 326-3237
Joshua S. Millard (202) 326-2454
Robin M. Richardson (202) 326-2798
Laura Schneider (202) 326-2604

Division of Enforcement
Bureau of Consumer Protection
Federal Trade Commission
600 Pennsylvania Avenue, N.W.
Washington, D.C. 20580

COUNSEL SUPPORTING THE COMPLAINT

CERTIFICATE OF SERVICE

I hereby certify that on this 15th day of October, 2004, I caused *Complaint Counsel's Unopposed Motion for Extension of Time to File Responses to Respondent Mowrey's Discovery* to be served and filed as follows:

- (1) the original, two (2) paper copies filed by hand delivery and one (1) electronic copy via email to:

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

- (2) two (2) paper copies served by hand delivery to:

The Honorable Stephen J. McGuire
Administrative Law Judge
600 Penn. Ave., N.W., Room H-104
Washington, D.C. 20580

- (3) one (1) electronic copy via email and one (1) paper copy by first class mail to the following persons:

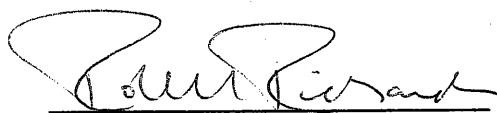
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For Respondents
**A.G. Waterhouse, LLC,
Klein-Becker USA, LLC,
Nutrasport, LLC, Sovage
Dermalogic Laboratories,
LLC, and BAN, LLC**

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Respondent Pro Se
mkf555@msn.com



COMPLAINT COUNSEL

UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION

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Respondents.)
)
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Docket No. 9318

PUBLIC DOCUMENT

TO: The Honorable Stephen J. McGuire
Chief Administrative Law Judge

ORDER ON UNOPPOSED MOTION FOR EXTENSION OF TIME

THIS CAUSE came before the Administrative Law Judge on Complaint Counsel's Unopposed Motion for Extension of Time to File Responses to Respondent Mowrey's Discovery. Having reviewed the Motion, it is ORDERED that Complaint Counsel's Unopposed Motion for Extension of Time is GRANTED. Complaint Counsel shall have up to and including October 29, 2004, to respond to Respondent Daniel B. Mowrey's First Set of Interrogatories and First Request for Admissions.

DONE AND ORDERED this _____ day of October, 2004.

Stephen J. McGuire
Administrative Law Judge

Copies furnished to:
All counsel of record