

UNITED STATES OF AMERICA  
BEFORE FEDERAL TRADE COMMISSION

COMMISSIONERS: Timothy J. Muris, Chairman  
Mozelle W. Thompson  
Orson Swindle  
Thomas B. Leary  
Pamela Jones Harbour

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In the Matter of )  
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SOUTH CAROLINA STATE BOARD OF DENTISTRY. ) Docket No. 9311  
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**ORDER GRANTING RESPONDENT'S  
UNOPPOSED MOTION TO STAY DISCOVERY**

This matter is before the Commission on Respondent's Unopposed Motion to Stay Discovery ("Motion to Stay"), pending the Commission's resolution of Respondent's Motion to Dismiss. Respondent filed its Motion to Dismiss on October 22, 2003. Counsel for the Complaint has filed a response to Respondent's Motion to Stay indicating that, in light of the open issue of whether a claim of state action immunity mandates the stay of discovery, it does not oppose Respondent's Motion to Stay.

After consideration of Respondent's motion and Counsel for the Complaint's response, the Commission hereby grants Respondent's Motion to Stay Discovery. Accordingly,

IT IS HEREBY ORDERED THAT all discovery in this matter is stayed pending the Commission's resolution of Respondent's Motion to Dismiss, filed on October 22, 2003.

By the Commission.

  
Donald S. Clark  
Secretary

ISSUED: October 23, 2003