

**UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
OFFICE OF ADMINISTRATIVE LAW JUDGES**



ORIGINAL

In the Matter of)
)
)

LabMD, Inc.,)
a corporation,)
Respondent.)
_____)

DOCKET NO. 9357

**ORDER GRANTING MOTION FOR CONTINUANCE
OF NON-PARTY RICHARD WALLACE**

On February 23, 2015, Non-party Richard Wallace filed a Motion for Short Continuance (“Motion”). Mr. Wallace, who has been subpoenaed to appear on March 3, 2015, for a deposition and for trial testimony in this matter, seeks a continuance of two weeks, to March 17, 2015 or such other date as the court calendar will allow.

The Motion states that a brief continuance of two weeks is necessary in order to enable Mr. Wallace’s recently retained counsel to review necessary materials and prepare Mr. Wallace for testimony. The Motion further states that Mr. Wallace’s lead counsel must appear at a hearing in the United States District Court for the Eastern District of Pennsylvania on the day before the March 3, 2015 hearing date in the instant case. According to the Motion, counsel has conferred with counsel for Respondent and with Federal Trade Commission Complaint Counsel, and the parties do not object to the requested continuance.

Based on the foregoing, the Motion is GRANTED, and it is hereby ORDERED, that the previously scheduled date of March 3, 2015 for the resumption of the trial in this matter is rescheduled for March 18, 2015 at 10:00 a.m.,¹ at which time Mr. Wallace shall appear, absent further order.

ORDERED:

D. Michael Chappell
Chief Administrative Law Judge

Date: February 24, 2015

¹ Although a continuance of two weeks would fall on March 17, 2015, that date is unavailable due to scheduled proceedings in another matter.