

PUBLIC

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

In the Matter of)	
)	
Louisiana Real Estate Appraisers Board,)	Docket No. 9374
)	
Respondent.)	
)	

ORDER MODIFYING FIFTH REVISED SCHEDULING ORDER

To better facilitate a remote trial, the Fifth Revised Scheduling Order, issued on February 19, 2021, is modified as set forth below.

- (1) Additional Provision 23 in the Fifth Revised Scheduling Order is replaced by the following Additional Provision 23A:

Properly admitted deposition testimony, including discovery depositions or trial depositions, and whether or not recorded by video, and properly admitted investigational hearing transcripts, are part of the record. Unless permitted by the Administrative Law Judge with three days' prior approval, such depositions or excerpts of depositions shall not be read or played during the evidentiary hearing in order to provide that testimony, but may be used in the examination of live witnesses.

- (2) The following provision is added as Additional Provision 28:

Due to ongoing public health concerns related to COVID-19, the evidentiary hearing in this matter will be conducted remotely by video conference. To accommodate safety or other concerns of witnesses and attorneys and staff, the parties may, in advance of the hearing, take trial depositions of fact witnesses who had been deposed before the close of discovery and to submit such prior testimony (as video and/or transcript of deposition testimony) as an exhibit in lieu of presenting the fact witness' testimony via live video at trial.

Although the parties may submit trial depositions in lieu of live video testimony at trial for all fact witnesses in the case, you may choose to do trial depositions for all or fewer than all fact witnesses.

ORDERED:

Dm Chappell

D. Michael Chappell
Chief Administrative Law Judge

Date: March 8, 2021