

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



**ORIGINAL**

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In the Matter of )

Jerk, LLC, a limited liability company, )  
also d/b/a JERK.COM, and )

John Fanning, individually and as a member of )  
Jerk, LLC, )  
Respondents. )

DOCKET NO. 9361

**ORDER GRANTING MOTION OF RESPONDENT JERK, LLC, FOR EXTENSION OF  
TIME TO RESPOND TO COURT'S ORDER OF DECEMBER 22, 2014**

On December 29, 2014, Respondent Jerk, LLC ("Jerk"), filed a Motion for Extension of Time to Respond to the Order issued in this case on December 22, 2014 ("Motion"). Federal Trade Commission ("FTC") Complaint Counsel filed an opposition to the Motion on December 30, 2014 ("Opposition"). As explained below, the Motion is GRANTED.

The Order of December 22, 2014 (December 22 Order) denied without prejudice Jerk's December 9, 2014 Motion to Extend Time to Answer Requests for Admissions. The December 22 Order stated: "Jerk may, no later than December 29, 2014, renew its motion, and the request for relief will be reconsidered upon showing, in addition to any other requirements under 3.32(c): (1) an explanation for the delay in Jerk's obtaining new counsel, including all reasons therefor; and (2) an offer and detailed plan to promptly comply with the orders of August 15 and November 25, 2014." December 22 Order at 3. Jerk seeks a seven-day extension of the foregoing deadline to January 5, 2015.

As reasons for an extension of the deadline under the December 22 Order, Jerk cites the December holidays and the fact that the Commission has rescheduled the evidentiary hearing in this matter from January 27, 2015 to March 23, 2015. Complaint Counsel responds that the December holidays and revised hearing date do not constitute good cause for the requested extension; that Jerk has demonstrated dilatory conduct in this proceeding; and that Jerk should not be rewarded for this conduct with additional extensions of time.

FTC Rule 4.3(b)(1) provides that "[f]or good cause shown, the Administrative Law Judge may, in any proceeding before him or her: (1) Extend any time limit prescribed or allowed by order of the Administrative Law Judge . . . ." 16 C.F.R. § 4.3(b)(1). Having fully considered the parties' arguments, good cause exists for the brief, seven-day extension sought by Jerk. Accordingly, Jerk's Motion is GRANTED, and it is hereby ORDERED, that Jerk shall have until January 5, 2015 to

# Aquaforest TIFF Junction Evaluation

comply with the directives of the December 22 Order. However, further delays will not be tolerated, and in light of the delays in this matter to date, Jerk shall not receive any further extensions of time absent a showing of compelling circumstances.

ORDERED:

*Dm Chappell*  
D. Michael Chappell  
Chief Administrative Law Judge

Date: December 30, 2014