

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

_____)	
In the Matter of)	
)	
Tapestry Inc.,)	
a corporation, and)	Docket No. 9429
)	
Capri Holdings Limited,)	
a corporation,)	
)	
Respondents.)	
_____)	

JOINT STATUS REPORT #1

Pursuant to the May 16, 2024, Scheduling Order, Complaint Counsel and Respondents Tapestry Inc. (“Tapestry”) and Capri Holdings Limited (“Capri”) (together, “Respondents”), submit this Joint Status Report. The Parties provide an update on the Part 3 proceeding, the federal preliminary injunction proceeding, and pending motions. The Parties are available to address these and any other issue the Court wishes to address at the Court’s convenience.

I. Part 3 Proceeding

The Commission issued the Administrative Complaint in Part 3 on April 22, 2024. On May 6, 2024, Respondents Tapestry and Capri filed their respective Answers and Defenses. On May 16, 2024, the Court held a Scheduling Conference with the Parties and issued the Scheduling Order.

Discovery is moving forward consistent with the deadlines set forth in the May 16, 2024 Scheduling Order. On June 13, 2024, pursuant to Paragraph 12 of the Scheduling order, the Parties jointly submitted a Stipulation and [Proposed] Order Regarding Remote Depositions, which the Court so ordered on June 17, 2024. On June 18, 2024, Complaint Counsel served its preliminary proposed witness list (not including experts) with a brief summary of the proposed testimony on Respondents. On June 21, 2024, Complaint Counsel served a corrected preliminary witness list. At this time, Complaint Counsel has no discovery disputes for the Court and does not anticipate any issues meeting the upcoming deadlines in the Scheduling Order.

Complaint Counsel has issued and will continue to issue Part 3 discovery. Complaint Counsel served eight Part 3 deposition notices to Capri and Tapestry witnesses, and is working with Respondents to identify deposition dates. Complaint Counsel is also on track to issue written discovery, except discovery for purposes of authenticity and admissibility of exhibits, by

the July 9, 2024, deadline set forth in the Scheduling Order, and to meet other upcoming discovery deadlines in July and August.

Respondents served their preliminary proposed witness list (not including experts) with a brief summary of the proposed testimony on June 26, 2024, pursuant to the Scheduling Order. Respondents also have issued and will continue to issue Part 3 discovery. Respondents have worked with Complaint Counsel to identify deposition dates for Part 3 depositions of Respondents' employees and are in the process of identifying dates for additional Part 3 depositions. At this time, Respondents have no discovery disputes for the Court.

II. The Federal Proceeding

Discovery is also underway in the federal proceeding, *Federal Trade Commission v. Tapestry, Inc.*, No. 1:24-cv-03109-JLR (S.D.N.Y.). The Parties stipulated and the federal court so ordered a remote deposition protocol on June 8, 2024. Dkt. No. 108.

Beginning on May 17, 2024, Plaintiff issued written discovery, including requests for production, interrogatories, and requests for admission to Defendants. Defendants served written discovery on Plaintiff on May 28, 2024. In addition to party discovery, over 140 non-parties have received document subpoenas from the parties. As for depositions, Plaintiff has noticed 55 party and non-party depositions, which began on Friday, June 14, 2024. Defendants also have noticed non-party depositions. The Parties continue to negotiate written discovery as needed or appropriate, to issue and enforce document subpoenas on non-parties, and to proceed through depositions in advance of the close of fact discovery in the federal proceeding on July 26, 2024.

There are no pending disputes before the federal court in the preliminary injunction proceeding.

III. Pending Motions

On May 24, 2024, Respondents filed a Motion to Continue Evidentiary Hearing before the Commission. On June 6, 2024, Complaint Counsel filed its Opposition to Respondents' Motion to Continue Evidentiary Hearing. The Motion to Continue Evidentiary Hearing is fully briefed and pending before the Commission.

There are no other pending motions before this Court, the Commission, or before the federal court.

Respectfully submitted,

s/ Abby L. Dennis

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CERTIFICATE OF SERVICE

I hereby certify that on June 27, 2024, I filed the foregoing document electronically using the FTC's E-Filing System, which will send notification of such filing to:

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I also certify that I caused the foregoing document to be served via email to:

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