

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

_____ )	
In the Matter of )	
Natalia Lynch, )	
Appellant. )	Docket No. 9423
_____ )	

**ORDER SETTING PREHEARING CONFERENCE AND ORDERING BRIEFING**

Pursuant to 16 C.F.R. § 1.146(c)(i)(F), it is hereby **ORDERED** that:

1. A prehearing conference will take place on July 15, 2024 at 1:00 p.m. Eastern Time. The prehearing conference will be conducted by videoconference and will be transcribed. To the extent practicable, members of the press and public will be allowed to access the prehearing conference via a public call-in number. Interested parties are directed to check the Office of Public Affairs section of the FTC website or contact the FTC Office of Public Affairs for call-in information.

2. To the extent the parties have agreed to stipulate to the admissibility of exhibits, the parties shall submit that stipulation to the ALJ by no later than the start of the conference. That stipulation shall be marked as “JX2” (to follow HAB, which will be JX1) and signed by each party, and shall be entered into evidence as a joint exhibit.

3. The parties shall eliminate duplicative exhibits in advance of the prehearing conference. To the extent the parties agree to the admission of each other’s exhibits, the parties shall prepare a list identifying each exhibit to which admissibility is agreed, marked as “JX3” and signed by each party, and submit it to the ALJ by no later than the start of the conference. The list shall be entered into evidence as a joint exhibit.

4. Each party shall be prepared to present any objections to the opposing party’s witnesses and exhibits at the prehearing conference. At the conference, I will rule on proposed witnesses and resolve any objections to exhibits, other than objections on the basis of relevance where foundation or context may be required. To the extent possible, exhibits will be entered into evidence at the conclusion of the prehearing conference.

5. Regarding the Authority’s suggested Protective Order change, which would prohibit disclosure to Mr. Boehning of any currently redacted material in the two documents submitted for *in camera* review:

a. On or before 2:00 p.m. Eastern on July 12, 2024, the parties shall submit briefs on this question:

May a protective order in an on-going litigation prohibit disclosure of otherwise producible material to an attorney who: (1) is a member of a law firm representing the recipient party; (2) is acting in the capacity of lead trial counsel for the recipient party in the litigation; and (3) has no business relationship with, or financial interest in, the recipient party other than that arising from the attorney's engagement as counsel in the litigation or as counsel in other matters?

b. Briefs shall not exceed 700 words. This word count includes headings, footnotes, and quotations, but does not include any cover, table of contents, table of citations or authorities, glossaries, or any addendums containing statutes, rules or regulations, decisional authorities, or certificates of counsel.

c. Principal authorities shall be included with the brief.

d. Analogy to restrictions imposed on disclosure to in-house counsel for a party will not be persuasive.

e. If assumed fact (3) in paragraph 5a above is believed to be incorrect, or to otherwise require comment, your brief may include any explanation you deem necessary, subject to the word count limitation in paragraph 5b.

**ORDERED:**

*Jay L. Himes*  
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Jay L. Himes  
Administrative Law Judge

Date: July 11, 2024