

PUBLIC

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

_____)	
In the Matter of)	
)	
The Kroger Company,)	
)	Docket No. 9428
and)	
)	
Albertsons Companies, Inc.,)	
)	
Respondents.)	
_____)	

ORDER ON JOINT MOTION REGARDING SCHEDULING ORDER DEADLINE

On July 23, 2024, Federal Trade Commission (“FTC”) Complaint Counsel and Respondents The Kroger Company and Albertsons Companies, Inc. filed a joint motion and stipulation regarding scheduling order deadlines (“Joint Motion”). Under the March 20, 2024 Scheduling Order issued in this case, the parties’ deadline to exchange proposed stipulations of law, facts, and authenticity is July 26, 2024. The parties seek to postpone that deadline, to a date to be determined later.

The Joint Motion states that because the evidentiary portion of the hearing will not take place until the completion of the federal district court preliminary injunction hearing, it would be in the interests of efficiency and judicial economy to postpone the July 26 deadline to a later date to align with the evidentiary portion of the hearing. The parties stipulate to the postponement and agree to meet and confer about the revised deadline when proposing a schedule for resuming the Part 3 hearing.

Based on the foregoing, there is good cause to postpone the deadline to exchange proposed stipulations of law, facts, and authenticity. Accordingly, the Joint Motion is GRANTED and it is hereby ORDERED that the deadline to exchange proposed stipulations of law, facts, and authenticity is hereby stayed and will be reset along with the new schedule for the Part 3 hearing to be determined after the conclusion of the hearing in the federal district court on the preliminary injunction.

ORDERED:



D. Michael Chappell
Chief Administrative Law Judge

Date: July 24, 2024