

**UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
OFFICE OF THE ADMINISTRATIVE LAW JUDGE**

In the matter of

Tapestry Inc.,
a corporation,

and

Capri Holdings Limited,
a corporation.

Respondents.

Docket No. 9429

PUBLIC

**EXPEDITED TREATMENT
REQUESTED**

RESPONDENTS' UNOPPOSED MOTION TO STAY PENDING DEADLINES

Pursuant to 16 C.F.R. §§ 3.21 and 3.22, Respondents Tapestry, Inc. (“Tapestry”) and Capri Holdings Limited (“Capri”) (together “Respondents”) respectfully request an order staying all remaining deadlines in the October 28, 2024 Scheduling Order. On November 14, 2024, Respondents announced the termination of the merger agreement between Tapestry and Capri. *See* Tapestry Form 8-k (Nov. 14, 2024), available at <https://tapestry.gcs-web.com/static-files/ac54d5d0-f34d-40a8-9928-24658c6dfca0>. Respondents will shortly withdraw their HSR filing for the proposed transaction. Because Respondents have terminated their merger agreement, a stay would conserve the resources of the parties and this Court while the remainder of the matter is resolved.

On April 22, 2024, the FTC filed a Complaint for a Temporary Restraining Order and Preliminary Injunction in the United States District Court for the Southern District of New York pursuant to Section 13(b) of the Federal Trade Commission Act. *See* Complaint, Opinion and Order, *Section 13(b) Action*, No. 1:24-cv-03109-JLR (S.D.N.Y. Apr. 23, 2024), ECF No. 339.ECF

No. 1. The District Court held an evidentiary hearing on the FTC's preliminary injunction request, concluding on September 30, 2024. On October 24, 2024, the Southern District of New York granted the preliminary injunction. *See id.*, Opinion and Order, ECF No. 339.

Complaint Counsel initiated these administrative proceedings on April 22, 2024. On October 28, 2024, the Commission continued the evidentiary hearing to December 9, 2024. *In the Matter of Tapestry, Inc. and Capri Holdings Limited*, Docket No. 9429 (Oct. 28, 2024). Following the Commission's decision, this Court moved the remaining deadlines ahead of the December 9, 2024, hearing date, including Respondents' Pre-Trial Brief (which is due on November 18, 2024).

Respondents respectfully submit that it would conserve the limited resources of the Office of the Administrative Law Judge, Complaint Counsel, and Respondents to stay all deadlines in this proceeding following termination of the proposed transaction.

Dated: November 14, 2024

Respectfully submitted,

s/ David L. Johnson

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[PROPOSED] ORDER

Upon consideration of Respondents Tapestry, Inc. (“Tapestry”) and Capri Holdings Limited (“Capri”) Inc.’s Motion to Stay Pending Deadlines, it is hereby

ORDERED, that the Motion is GRANTED, and it is further

ORDERED, that the remaining deadlines in the October 28, 2024, Scheduling Order, including the final prehearing conference, are hereby STAYED.

Date: _____

Dania L. Ayoubi
Administrative Law Judge

CERTIFICATE OF SERVICE

I hereby certify that on November 14, 2024, I filed the foregoing document electronically using the FTC's E-Filing System, which will send notification of such filing to:

April Tabor
Secretary
Federal Trade Commission
600 Pennsylvania Ave., NW, Rm. H-113
Washington, DC 20580
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The Honorable Dania L. Ayoubi
Office of Administrative Law Judges
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I also certify that I caused the foregoing document to be served via email to as of November 14, 2024:

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