

PUBLIC

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

_____)	
In the Matter of)	
)	
Michael Hewitt)	Docket No. 9438
)	
Appellant.)	
_____)	

ORDER ON REPLY BRIEFING

I have received and reviewed the parties’ opening briefs, and proposed findings of fact and conclusions of law. Neither side has addressed the following matter:

HIWU’s ECM Notice of Alleged Controlled Medication Rule Violation (ECM Notice) to Appellant states, in pertinent part:

IV. B Sample Analysis

You have the right to request the analysis of the B Sample.

Provided HIWU receives a request by **April 29, 2024, on or before 5pm CST**, HIWU will notify you, in writing, of the scheduled date, time, and Laboratory where the B Sample analysis will be completed

Appeal Book 6 (emphasis in original).

IT IS HEREBY ORDERED:

1. Please address the following question in your forthcoming reply papers:

What effect, if any, does the quoted part of the ECM Notice have on the issues raised in this review proceeding?

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2. The date for filing the parties' reply papers is extended to and including 10 days from the date of this Order.

ORDERED:

Jay L. Himes

Jay L. Himes
Administrative Law Judge

Date: November 20, 2024