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

In the Matter of

The Kroger Company,

and

Albertsons Companies, Inc.,

Respondents.

Docket No. 9428

**UNOPPOSED MOTION FOR EXTENSION OF TIME FOR H MART COMPANIES,
INC. TO FILE MOTION TO QUASH OR TO LIMIT FEDERAL TRADE
COMMISSION’S SUBPOENA *DUCES TECUM***

Non-Party H Mart Companies, Inc. (“H Mart”) moves to extend the time for H Mart to file a motion to quash or to limit a subpoena served on it by Complaint Counsel for the Federal Trade Commission (“Complaint Counsel”). In support thereof, H Mart states as follows:

1. On April 15, 2024, Complaint Counsel served H Mart with a Subpoena *Duces Tecum* (the “Subpoena”) containing request for documents, with a response date of May 7, 2024.

2. Pursuant to the Federal Trade Commission’s Rules of Practice, 16 C.F.R. §§ 3.34(c), H Mart has ten (10) days from the date of service in which to file a motion to quash or to limit the Subpoena.

3. Counsel for H Mart and Complaint Counsel are currently engaged in negotiations regarding the scope of the Subpoena and the time required for H Mart to produce responsive documents. To facilitate further negotiations, Complaint Counsel has represented that they will not oppose a request for H Mart to have until May 10, 2024 to move to quash or limit the Subpoena, if such a motion becomes necessary.

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4. Therefore, H Mart requests that this Court grant H Mart until May 10, 2024 to file a motion to quash or to limit the Subpoena.

5. This extension has been agreed upon in order to afford H Mart's counsel sufficient time to negotiate with Complaint Counsel regarding reasonable limitations and modifications of the Subpoena to reduce the burden on H Mart of responding and thereby to potentially avoid the necessity of filing a motion to quash or to limit the Subpoena.

Dated: April 24, 2024

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OFFICE OF ADMINISTRATIVE LAW JUDGES

In the Matter of

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Docket No. 9428

**[PROPOSED] ORDER REGARDING DEADLINE FOR H MART TO FILE MOTION
TO QUASH OR TO LIMIT FEDERAL TRADE COMMISSION'S SUBPOENA DUCES
TECUM**

On April 24, 2024, Non-Party H Mart Companies, Inc. ("H Mart") filed a motion requesting entry of an order extending H Mart's deadline to file a motion to quash or to limit the Federal Trade Commission's subpoena *duces tecum* until and including May 10, 2024.

Upon consideration of the motion and good cause having been shown,

IT IS SO ORDERED:

That the Unopposed Motion for Extension of Time for H Mart to file Motion to Quash or to Limit Federal Trade Commission's Subpoena *Duces Tecum* is GRANTED; and

H Mart's deadline to file a motion to quash or to limit the Federal Trade Commission's subpoena *duces tecum* is hereby extended until and including May 10, 2024.

Dated: _____

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CERTIFICATE OF SERVICE

I hereby certify that on April 24, 2024, I filed the foregoing document electronically using the Federal Trade Commission's e-filing system.

I further certify that on April 24, 2024, I caused the foregoing document to be served via email to:

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Dated: April 24, 2024

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