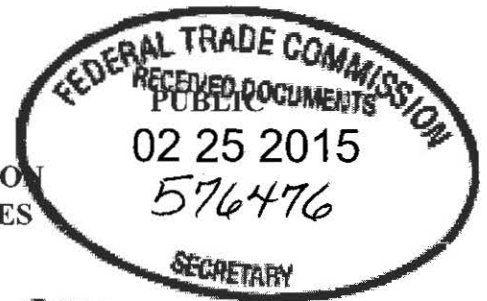


UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION
OFFICE OF ADMINISTRATIVE LAW JUDGES



ORIGINAL

In the Matter of)

Jerk, LLC, a limited liability company,)
also d/b/a/ JERK.COM, and)

John Fanning, individually and as a member of)
Jerk, LLC,)

Respondents.)
_____)

DOCKET NO. 9361

**OPPOSITION OF RESPONDENT JERK, LLC
TO COMPLAINT COUNSEL'S MOTION FOR SANCTIONS**

Now comes Jerk, LLC ("Jerk") and hereby objects to Complaint Counsel's Motion for Sanctions. Jerk furthermore joins in Respondent John Fanning's Objections to said Motion, and adopts and incorporates all reasons stated therein into this Opposition. In addition, Jerk respectfully directs the Court to the facts stated in counsel Alexandria B. Lynn's Declaration in Support of this Opposition.

Respectfully Submitted,

JERK, LLC,

By its Attorney,

/s/ Alexandria B. Lynn

Alexandria B. Lynn
48 Dartmouth Street
Watertown, MA 02472
(617) 631-8781

Dated: February 25, 2015

Notice of Electronic Service for Public Filings

I hereby certify that on February 25, 2015, I filed via hand a paper original and electronic copy of the foregoing Declaration of Alexandria B. Lynn, Jerk's Opposition to Motion for Sanctions, Attachment A to Declaration of Alexandria B. Lynn, Attachment B to Declaration of Alexandria B. Lynn, Motion for Leave to File Opposition to Motion for Sanctions Late, with:

D. Michael Chappell
Chief Administrative Law Judge
600 Pennsylvania Ave., NW
Suite 110
Washington, DC, 20580

Donald Clark
600 Pennsylvania Ave., NW
Suite 172
Washington, DC, 20580

I hereby certify that on February 25, 2015, I filed via E-Service of the foregoing Declaration of Alexandria B. Lynn, Jerk's Opposition to Motion for Sanctions, Attachment A to Declaration of Alexandria B. Lynn, Attachment B to Declaration of Alexandria B. Lynn, Motion for Leave to File Opposition to Motion for Sanctions Late, with:

Sarah Schroeder
Attorney
Federal Trade Commission
sschroeder@ftc.gov
Complaint

Yan Fang
Attorney
Federal Trade Commission
yfang@ftc.gov
Complaint

Kerry O'Brien
Attorney
Federal Trade Commission
kobrien@ftc.gov
Complaint

Maria Speth
Attorney
Jaburg & Wilk, P.C.
mcs@jaburgwilk.com
Respondent

Boris Yankilovich
Attorney
Federal Trade Commission
byankilovich@ftc.gov
Complaint

Kenneth H. Abbe
Attorney
Federal Trade Commission
kabbe@ftc.gov
Complaint

I hereby certify that on February 25, 2015, I filed via other means, as provided in 4.4(b) of the foregoing Declaration of Alexandria B. Lynn, Jerk's Opposition to Motion for Sanctions, Attachment A to Declaration of Alexandria B. Lynn, Attachment B to Declaration of Alexandria B. Lynn, Motion for Leave to File Opposition to Motion for Sanctions Late, with:

Peter F. Carr, II
Attorney
Eckert Seamans Cherin & Mellott, LLC
pcarr@eckertseamans.com
Respondent

Alexandria Lynn
Attorney

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

In the Matter of

Jerk, LLC, a limited liability company,
also d/b/a/ JERK.COM, and

John Fanning, individually and as a member of
Jerk, LLC,

Respondents.

DOCKET NO. 9361

**DECLARATION OF ALEXANDRIA B. LYNN
IN SUPPORT OF RESPONDENT JERK, LLC'S OPPOSITION TO
TO COMPLAINT COUNSEL'S MOTION FOR SANCTIONS**

In accordance with 28 U.S.C. § 1746, I declare under penalty of perjury that the following is true and correct:

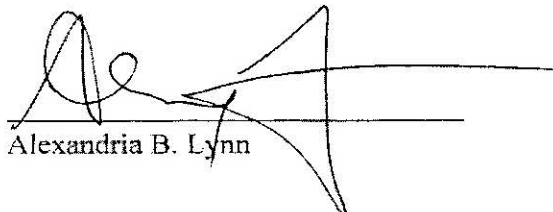
1. On Wednesday, February 18, 2015, I was retained to represent Jerk, LLC in the present matter.
2. The following day, February 19, 2015, I filed my appearance in this matter. On February 20, 2015, I filed Respondent Jerk LLC's Answers to Complaint Counsel's Second Set of Interrogatories, as well as Respondent Jerk LLC's Responses to Complaint Counsel's Second Requests for Admissions, and served the same on all parties. Each of these

documents was signed by Jerk's authorized representative, Titus Robinson. (See attachments A and B, respectively.)

3. On Tuesday, February 24, 2015, I spoke with Complaint Counsel and confirmed that Mr. Robinson is available for deposition as early as next week. I further informed Complaint Counsel that Mr. Robinson has travelled to the United States from India for the singular purpose of being deposed in this case, and that he could also be made available for trial. Complaint Counsel declined the opportunity to depose Mr. Robinson, stating that fact discovery is closed.

4. While I realize that lack of legal representation may not excuse Jerk, LLC from having previously missed discovery deadlines, it is my understanding that at all times Jerk, LLC has been unrepresented in this matter it has been actively in search of counsel. I, however, have every intention of representing Jerk for the remainder of these proceedings. Furthermore, since Jerk, LLC retained me last week, I have spent the great majority of my time reviewing documents and speaking with Jerk, LLC representatives. I have no intention of seeking additional time to acquaint myself with the case, and do not anticipate any problems complying with the Scheduling Order or any other deadlines.

I declare verify under penalty of perjury that the foregoing is true and correct. Executed on this 25th day of February in the year 2015.


Alexandria B. Lynn