Interlocutory Orders, Etc.

DANIEL CHAPTER ONE
AND
JAMES FEIJO

Docket No. 9329, Order September 21, 2009

Order granting joint motion.

ORDER

On September 18, 2009, Complaint Counsel and Counsel for the Respondents filed a Joint Motion requesting that the Commission (1) accept the corrected version of Respondents' Appeal Brief attached to the Joint Motion, as a substitute for the Appeal Brief filed on September 14, 2009; and (2) begin the 30-day period within which Complaint Counsel must file their Answering Brief on September 21, 2009. The Commission has determined to grant the Joint Motion. Accordingly,

IT IS ORDERED that the corrected version of Respondents' Appeal Brief filed on September 18, 2009 be and it hereby is accepted as Respondents' Appeal Brief; and

IT IS FURTHER ORDERED that Complaint Counsel shall file their Answering Brief on or before October 20, 2009.

By the Commission.

DANIEL CHAPTER ONE
AND
JAMES FEIJO

Docket No. 9329, Order, October 2, 2009

Order granting Respondents' motion for an extension of time to file their Answering Brief.

ORDER

On September 21, 2009, the Commission issued an Order accepting a corrected version of Respondents' Appeal Brief and granting Complaint Counsel a corollary extension until October 20, 2009 by which to file their Answering Brief in this proceeding. Under Commission Rule 3.52, if Respondents' counsel are served with Complaint Counsel's Answering Brief on October 20, 2009, Respondents' Reply Brief will be due on October 29, 2009. On October 1, 2009, Respondents filed a Motion for leave to file their Reply Brief no later than November 4, 2009, because two of their counsel, including their lead counsel, several months ago "committed to participating in out-of-town, professional meetings on October 26-29, 2009," and therefore "would effectively lose four of the seven business days provided by Rule 3.52 to reply to Complaint Counsel's Answering Brief."

Respondents state in their Motion that Complaint Counsel do not object to the proposed extension. The Commission has determined to grant the Motion. Accordingly,

IT IS ORDERED that Respondents shall file their Reply Brief on or before November 4, 2009.

By the Commission.