

Interlocutory Orders, Etc.

IN THE MATTER OF

ECM BIOFILMS, INC.

D/B/A

ENVIROPLASTICS INTERNATIONAL

Docket No. 9358. Order, July 31, 2015.

Commission order extending the time period for issuing a final decision and order until October 2, 2015.

**ORDER EXTENDING TIME PERIOD
FOR ISSUING FINAL DECISION AND ORDER**

In order to ensure that it can give full consideration to the many issues presented by the cross-appeals in this proceeding, including the matters addressed in supplemental briefing submitted in response to the Commission's May 29, 2015 Order, the Commission has determined, pursuant to Rule 4.3(b), 16 C.F.R. § 4.3(b), to extend the time period for issuing a final decision and order until October 2, 2015.

IT IS SO ORDERED.

By the Commission.

Interlocutory Orders, Etc.

IN THE MATTER OF

LABMD, INC.

Docket No. 9357. Order, August 14, 2015.

Commission order denying respondent's motion to disqualify Chairwoman Ramirez from participating as an adjudicator in the proceeding.

**OPINION AND ORDER DENYING RESPONDENT LABMD, INC.'S
AMENDED SECOND MOTION TO DISQUALIFY CHAIRWOMAN EDITH
RAMIREZ**

By WRIGHT, for a unanimous Commission:¹

On June 15, 2015, the Commission denied LabMD's motion to disqualify Chairwoman Ramirez from participation in this proceeding, finding that LabMD's claims had no merit.² LabMD has now filed a second and very similar motion to disqualify Chairwoman Ramirez from this matter.³ This second Motion rests on essentially the same factual assertions and merely reformulates LabMD's already-rejected claims. Having considered the Motion and Complaint Counsel's July 23, 2015 opposition, we deny the Motion. We have also considered and agree with the Chairwoman's August 6, 2015 statement declining to recuse herself from participation in this administrative adjudication.⁴ In addition, we hereby incorporate the analysis of our June 15, 2015 Opinion and Order.

¹ The Commission approved this Opinion and Order on August 14, 2015. Chairwoman Ramirez did not participate, in accordance with Rule 4.17(b)(3)(ii). Commissioner Brill did not take part in the consideration or decision herein.

² Opinion and Order Denying Respondent LabMD, Inc.'s Motion to Disqualify Chairwoman Edith Ramirez (June 15, 2015).

³ Amended Second Motion to Disqualify Commissioner Edith Ramirez – Violation of the Administrative Procedure Act (July 15, 2015).

⁴ Chairwoman Ramirez's Statement is available on the public record accompanying this Opinion and Order.