

Interlocutory Orders, Etc.

IN THE MATTER OF

LOUISIANA REAL ESTATE APPRAISERS BOARD

Docket No. 9374. Order, March 21, 2019

Order lifting the stay pending appeal, resuming administrative proceedings, extending the deadline for ruling on Complaint Counsel's motion, and scheduling the evidentiary hearing.

ORDER LIFTING STAY AND RESUMING ADMINISTRATIVE PROCEEDINGS]

On April 19, 2018, Respondent filed a petition with the United States Court of Appeals for the Fifth Circuit, seeking review of the Commission's Opinion and Order¹ denying Respondent's motion to dismiss the complaint in this proceeding and dismissing Respondent's third and ninth affirmative defenses. On July 19, 2018, the Commission stayed this proceeding pending appellate review.² On February 28, 2019, the Court of Appeals for the Fifth Circuit found that Respondent's petition was premature and dismissed its petition for lack of jurisdiction.³ Accordingly,

IT IS HEREBY ORDERED, that the stay of these proceedings is hereby lifted; and

IT IS FURTHER ORDERED that the Commission's deadline for ruling on Complaint Counsel's Motion for Partial Summary Decision Dismissing Respondent's Fourth Affirmative Defense⁴ is extended to April 29, 2019; and

IT IS FURTHER ORDERED that the evidentiary hearing in this proceeding before an Administrative Law Judge of the Federal Trade Commission is rescheduled to commence on July 30, 2019, at 10:00 a.m.

1 *In the Matter of Louisiana Real Estate Appraisers Board*, Docket No. 9374, Opinion and Order of the Commission, at 21 (April 10, 2018), available at https://www.ftc.gov/system/files/documents/cases/d09374_opinion_and_order_of_the_commission_04102018_redacted_public_version.pdf.

2 *In the Matter of Louisiana Real Estate Appraisers Board*, Docket No. 9374, Commission Order Staying Administrative Proceeding at 2 (July 19, 2018), available at https://www.ftc.gov/system/files/documents/cases/d09374_commission_ord_staying_administrative_proceeding.pdf

3 *Louisiana Real Estate Appraisers Board v. Federal Trade Commission*, No. 18-60291, Order, at 1 (5th Cir., Feb. 28, 2019).

4 At the time the stay was entered, Complaint Counsel's motion was pending before the Commission, and oral argument on that motion was scheduled to occur on August 27, 2018. The Commission declines to reschedule the oral argument on Complaint Counsel's Motion for Partial Summary Decision at this time.

Interlocutory Orders, Etc.

IN THE MATTER OF

**TRONOX LIMITED,
NATIONAL INDUSTRIALIZATION COMPANY (TASNEE),
NATIONAL TITANIUM DIOXIDE COMPANY LIMITED (CRISTAL),
AND
CRISTAL USA INC.**

Docket No. 9377. Order, March 22, 2019

Order withdrawing Matter from adjudication to consider a proposed consent agreement.

**ORDER WITHDRAWING MATTER FROM ADJUDICATION FOR THE PURPOSE OF CONSIDERING A
PROPOSED CONSENT AGREEMENT**

Complaint Counsel and Respondents having filed a joint motion to withdraw this matter from adjudication to enable the Commission to consider a proposed Consent Agreement; and

Complaint Counsel and Counsel for the Respondents having submitted a proposed Consent Agreement containing a proposed Decision and Order, executed by the Respondents and by Complaint Counsel and approved by the Director of the Bureau of Competition which, if accepted by the Commission, would resolve this matter in its entirety;

IT IS ORDERED, pursuant to Rule 3.25(d) of the Commission Rules of Practice, 16 C.F.R. § 3.25(d), that this matter in its entirety be, and it is hereby is, withdrawn from adjudication, and that all proceedings before the Commission are hereby stayed while the Commission evaluates the proposed Consent Agreement, pursuant to Rule 3.25(f), 16 C.F.R. § 3.25(f); and

IT IS FURTHER ORDERED, pursuant to Rule 3.25(b) of the Commission Rules of Practice, 16 C.F.R. § 3.25(b), that the Consent Agreement shall not be placed on the public record unless and until it is accepted by the Commission.

By the Commission.