

**UNITED STATES OF AMERICA  
BEFORE FEDERAL TRADE COMMISSION**

COMMISSIONERS: Timothy J. Muris, Chairman  
Sheila F. Anthony  
Mozelle W. Thompson  
Orson Swindle  
Thomas B. Leary

In the Matter of

SCHERING-PLOUGH CORPORATION,  
a corporation,

UPSHER-SMITH LABORATORIES, INC.,  
a corporation,

and

AMERICAN HOME PRODUCTS  
CORPORATION,  
a corporation.

Docket No. 9297

**PUBLIC VERSION**

**COMPLAINT COUNSEL'S MOTION FOR AN EXTENSION OF TIME  
FOR FILING A RESPONSE TO UPSHER-SMITH'S MOTION TO STRIKE COMPLAINT  
COUNSEL'S RELIANCE ON THE JULY 2002 FTC STUDY**

On November 21, 2002, Upsher filed a motion to strike Complaint Counsel's references to the Commission's own study of the pharmaceutical industry. Under Commission Rule § 3.22(c), the deadline for Complaint Counsel to respond is currently December 2, 2002.

Because this ten day response period encompasses the abbreviated Thanksgiving Holiday work week, Complaint Counsel respectfully request a week extension until December 9, 2002 to submit our response. We have conferred with Upsher's counsel and they do not oppose this request.

Respectfully Submitted,

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Markus M. Meier  
Bradley S. Albert  
Karan R. Singh

Counsel Supporting the Complaint

Bureau of Competition  
Federal Trade Commission  
Washington, DC 20580  
(202) 326-2274  
Facsimile (202) 326-3384

## CERTIFICATE OF SERVICE

I, Karan R. Singh, hereby certify that on November 25, 2002:

I caused one original and twelve copies of Complaint Counsel's Motion for an Extension of Time for Filing a Response to Upsher-Smith's Motion to Strike Complaint Counsel's Reliance on the July 2002 FTC Study to be served by hand delivery, and one copy to be served by electronic mail, upon the following-

Office of the Secretary  
Federal Trade Commission - Room 159  
600 Pennsylvania Avenue, N.W.  
Washington, D.C. 20580

I caused one copy of Complaint Counsel's Motion for an Extension of Time for Filing a Response to Upsher-Smith's Motion to Strike Complaint Counsel's Reliance on the July 2002 FTC Study to be served by hand delivery upon the following-

Hon. D. Michael Chappell  
Administrative Law Judge  
Federal Trade Commission - Room 104  
600 Pennsylvania Ave, NW  
Washington, DC 20580

I caused copies of Complaint Counsel's Motion for an Extension of Time for Filing a Response to Upsher-Smith's Motion to Strike Complaint Counsel's Reliance on the July 2002 FTC Study to be served by facsimile and regular mail upon the following-

Laura S. Shores, Esq.  
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