

**UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
OFFICE OF ADMINISTRATIVE LAW JUDGES**

In the Matter of)	
)	
Meta Platforms, Inc.,)	
a corporation,)	
)	Docket No. 9411
Mark Zuckerberg,)	
a natural person, and)	
)	
Within Unlimited, Inc.,)	
a corporation,)	
)	
Respondents.)	

FIRST REVISED SCHEDULING ORDER

By Order issued January 11, 2023, the Commission granted the parties' Joint Motion to Continue the Evidentiary Hearing Until February 13, 2023.¹ In light of that Order, the dates in the September 2, 2022 Scheduling Order are hereby revised as follows:

February 9, 2023 - Respondents' Counsel provides to Complaint Counsel final proposed witness and exhibit lists, including depositions, copies of all exhibits (except for demonstrative, illustrative or summary exhibits and expert related exhibits), the basis of admissibility for each proposed exhibit, and a brief summary of the testimony of each witness.

Respondents' Counsel serves courtesy copies on ALJ final proposed witness and exhibit lists, the basis of admissibility for each proposed exhibit, and a brief summary of the testimony of each witness, including expert witnesses.

February 9, 2023 - Deadline for depositions of experts (including rebuttal experts) and exchange of expert related exhibits.

¹ The parties also filed, on December 23, 2022, a joint motion to suspend the deadlines in the September 2, 2022 Scheduling Order, in light of the parties' joint motion to continue the hearing. Because the Commission has granted that motion, and based on the revised scheduling order being issued herewith, the joint motion to suspend the deadlines in the September 2, 2022 Scheduling Order is DENIED as moot.

- February 9, 2023 - Deadline for filing responses to motions for *in camera* treatment of proposed trial exhibits.
- February 13, 2023 - Deadline for filing responses to motions *in limine* to preclude admission of evidence.
- February 13, 2023 - Final prehearing conference to begin at 9:45 a.m. EDT.

The parties shall meet and confer prior to the prehearing conference regarding trial logistics and proposed stipulations of law, facts, and authenticity of exhibits. To the extent the parties have agreed to stipulate to any issues of law, facts, and/or authenticity of exhibits, the parties shall prepare a list of such stipulations and submit a copy of the stipulations to the ALJ one business day prior to the conference. At the conference, the parties' list of stipulations shall be marked as "JX1" and signed by each party, and the list shall be offered into evidence as a joint exhibit. No signature by the ALJ is required. Any subsequent stipulations may be offered as agreed by the parties.

Counsel may present any objections to the final proposed witness lists and exhibits. All trial exhibits will be admitted or excluded to the extent practicable. To the extent the parties agree to the admission of each other's exhibits, the parties shall prepare a list identifying each exhibit to which admissibility is agreed, marked as "JX2" and signed by each party, which list shall be offered into evidence as a joint exhibit. No signature by the ALJ is required.

- February 13, 2023 - Commencement of Hearing, to begin at 10:00 a.m. EDT.

The Additional Provisions set forth in the September 2, 2022 Scheduling Order shall remain in force.

ORDERED:



D. Michael Chappell
Chief Administrative Law Judge

Date: January 11, 2023