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11 Washington, DC 20580

12 Attorneys for Plaintiff
FEDERAL TRADE COMMISSION

13 **UNITED STATES DISTRICT COURT**
14 **DISTRICT OF NEVADA**

15 FEDERAL TRADE COMMISSION,

16 Plaintiff,

17 v.

18 AWS, LLC, a Nevada limited liability company;
FBA DISTRIBUTORS, LLC, a Massachusetts
19 limited liability company; FBA STORES, LLC, a
Nevada limited liability company; INFO PROS,
20 LLC, a Nevada limited liability company;
ONLINE AUCTION LEARNING CENTER,
21 INC., a Massachusetts corporation; ONLINE
AUCTION LEARNING CENTER, INC., a
22 Nevada corporation; CHRISTOPHER F.
BOWSER; ADAM S. BOWSER; and JODY
MARSHALL,

23 Defendants.

CASE NO. 2:18-cv-00442-JCM-PAL

**SECOND STIPULATION AND
ORDER EXTENDING THE
DURATION OF THE
TEMPORARY RESTRAINING
ORDER AND POSTPONING
PRELIMINARY INJUNCTION
HEARING**

1 This matter comes before the Court upon the stipulation of all the parties, including
2 plaintiff Federal Trade Commission (“FTC”), and defendants AWS, LLC, FBA Distributors,
3 LLC, FBA Stores, LLC, Info Pros, LLC, Online Auction Learning Center, Inc. (Mass. Corp.),
4 Online Auction Learning Center, Inc. (Nev. Corp.), Christopher F. Bowser, Adam S. Bowser,
5 and Jody Marshall (collectively “Defendants”), for: (i) further extension of the Temporary
6 Restraining Order (“TRO”) issued against Defendants at 1:30 p.m. on March 14, 2018 [ECF No.
7 29]; and (ii) further postponement of the evidentiary hearing on the FTC’s motion for a
8 preliminary injunction. The FTC and Defendants, each of which is represented by counsel for
9 purposes of this stipulation, **HEREBY STIPULATE TO THE FOLLOWING:**

10 1. The duration of the TRO is extended until the Court issues a ruling on the FTC’s
11 request for a preliminary injunction, or further order of the Court. Unless otherwise ordered, all
12 provisions of the TRO shall remain in place during the extension, including the asset freeze and
13 appointment of the receiver Robb Evans & Associates LLC. The requested extension is without
14 prejudice to Defendants. The reason for the extension of the TRO is to allow the Defendants
15 additional time to prepare for the preliminary injunction hearing, and to allow the FTC and the
16 Defendants additional time to conduct compromise negotiations. Defendants specifically reserve
17 all rights and nothing herein shall be construed as an admission of any kind or impair
18 Defendants’ right to assert any and all defenses they may have.

19 2. The evidentiary hearing on Plaintiff Federal Trade Commission’s motion for
20 preliminary injunction set for April 18, 2018 [*see* ECF No. 37], is vacated and re-set for
21 May 3, 2018, at 11:00 am at the **United States Courthouse, 333 S. Las Vegas Blvd., Las**
22 **Vegas, NV 89101 in Courtroom 6A.**

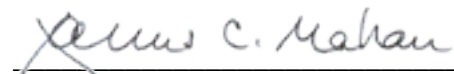
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7 4. The FTC filed a proposed preliminary injunction order on March 29, 2018 [ECF
8 No. 41-1]. All the other deadlines for briefs and affidavits concerning the FTC's motion for
9 preliminary injunction set forth in the Stipulation and Order Extending the Duration of the
10 Temporary Restraining and Postponing Preliminary Injunction Hearing [ECF No. 37] are
11 vacated and re-set as follows:

12 a. Defendants shall file with the Court, and serve on FTC counsel, any
13 pleadings concerning preliminary injunction, including responses or oppositions,
14 affidavits, motions, expert reports or declarations, or legal memoranda no later than **April**
15 **20, 2018**.

16 b. The FTC may reply and file responsive or supplemental pleadings,
17 materials, affidavits, or memoranda with the Court and serve the same on Defendants no
18 later than **April 27, 2018**.

19 **IT IS SO ORDERED:**

20
21 
22 HONORABLE JAMES C. MAHAN
UNITED STATES DISTRICT JUDGE

23 DATED: April 9, 2018

1 **IT IS SO STIPULATED:**

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10 **Attorney for defendants AWS, LLC, FBA**
11 **Distributors, LLC, FBA Stores, LLC, Info**
12 **Pros, LLC, Online Auction Learning**
13 **Center, Inc. (Mass. Corp.), Online Auction**
14 **Learning Center, Inc. (Nev. Corp.),**
15 **Christopher F. Bowser, Adam S. Bowser,**
16 **and Jody Marshall**

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