

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

FEDERAL TRADE COMMISSION)	
)	
Plaintiff,)	
)	
v.)	No. CIV 07-352 JB/ACT
)	
PAUL L. FOSTER and)	
WESTERN REFINING, INC.)	
)	
and)	
)	
GIANT INDUSTRIES, INC.)	
)	
Defendants.)	

ORDER

The Court having considered the Federal Trade Commission’s (“Commission”) unopposed Motion for Leave to File First Amended Complaint and supporting Memorandum, and it appearing that granting the motion would be in the interests of justice,

IT IS HEREBY ORDERED, that the Commission’s Motion for Leave to File First Amended Complaint is grant-0. 12 1jETj1BI2.36 TD (that granting the motioRt7soMh7Ac)Tj 1 -0Tm n-2.36 Td (FOR T

Counsel:

Thomas J. Lang
Federal Trade Commission
Washington, D.C.

Attorney for Plaintiff

Andrew G. Schultz
Henry Bohnhoff
Patrick Shay
Thomas A. Outler
Rodey, Dickason, Sloan, Akin & Robb, P.A.
Albuquerque, New Mexico

– and –

Marc G. Schildkraut
Michael P.A. Cohen
Heller Ehrman, LLP
Washington, DC

Attorneys for Defendants Paul L. Foster and Western Refining, Inc.

Andrew G. Schultz
Henry Bohnhoff
Patrick Shay
Thomas A. Outler
Rodey, Dickason, Sloan, Akin & Robb, P.A.
Albuquerque, New Mexico

– and –

Tom D. Smith
Jones Day
Washington, DC 20001

Hugh R. Whiting
Jones Day
Houston, Texas

Attorneys for Defendant Giant Industries, Inc.