

1 the last day for filing the motion) FTC counsel Eric D. Edmondson and David M.
2 Newman discussed the Motion with Michael A. Piazza and Donald P. Bunnin,
3 counsel for defendant Charles Gugliuzza ("Gugliuzza"), but were unable to reach
4 a resolution of the matters presented in the Motion.

5 As set forth in the accompanying Memorandum of Points and Authorities,
6 there is good cause for the relief requested. Gugliuzza has failed to state a claim
7 upon which relief can be granted.

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