



Respondents state that this amendment is designed to confirm that the parties may avoid the burden and expense of producing such documents in this case that have already been produced in the District Court Action.

Complaint Counsel does not oppose Respondents' motion. The parties have not sought any prior extensions, and the proposed extensions will not delay any other deadlines. Good cause exists to amend the schedule set forth in the Scheduling Order. Accordingly, the Unopposed Motion is GRANTED. The First Revised Scheduling Order revises and sets the following two dates:


May 28, 2021 - Deadline for issuing document requests, deposition notices and interrogatories except for discovery for purposes of authenticity and admissibility of exhibits.

June 4, 2021 - Deadline to issue subpoenas to third party witnesses that were noticed in the District Court Action, except for discovery for purposes of authenticity and admissibility of exhibits.

All other deadlines and provisions of the April 26, 2021 Scheduling Order are unchanged, except that Additional Provision #7 is amended to add the following:

In response to any document requests, the parties need not produce to each other in discovery in this case any documents previously produced (i) by Respondents to the FTC in the course of the investigation of the acquisition of GRAIL by Illumina, FTC File Nos. 2021-0063 and 201-0144 or (ii) by either Complaint Counsel or by Respondents in the federal court litigation (including FTC v. Illumina, Inc., Case No. 3:21-cv-00800-CAB-BGS (S.D. Cal.)).

ORDERED:



D. Michael Chappell  
Chief Administrative Law Judge

Date: June 16, 2021