

PUBLIC

**UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION**

**COMMISSIONERS: Lina M. Khan, Chair
Rebecca Kelly Slaughter
Alvaro M. Bedoya**

In the Matter of

**FACEBOOK, Inc.,
a corporation**

Respondent.

Docket No. C-4365

UNOPPOSED EXPEDITED MOTION FOR EXTENSION OF TIME

Respondent Facebook, Inc. (n/k/a Meta Platforms Inc.) (“Meta”) hereby moves pursuant to 16 C.F.R. § 4.3(b) for an extension of time in which to file its answer to the Order to Show Cause issued by the Commission in the above-captioned matter on May 3, 2023 (the “OTSC”). Complaint Counsel has informed Meta that it takes no position on this motion.

On January 9, 2024, the Commission extended Meta’s deadline to respond to the OTSC through March 15, 2024.¹ By order of the United States Court of Appeals for the District of

¹ Order Further Extending Time for Respondent’s Answer, FTC Docket No. C-4365 (Jan. 9, 2024).

PUBLIC

Columbia Circuit, Meta's response is currently the subject of an administrative stay pending further order from that Court.²

Given the uncertainty around if and when that stay might be lifted and the time required for Meta to file any response to the OTSC, Meta proposed to counsel to the Commission that its deadline to respond to the OTSC be extended until one business day after any stay or injunction expires. On March 19, 2024, counsel to the Commission informed Meta that the Commission is amenable to proceeding on that understanding, and Meta files this motion accordingly.

Therefore, Meta respectfully submits that there is good cause for the extension and that there is also good cause to waive the time requirements under 16 C.F.R. § 3.22 and to expedite its consideration of this request.³

WHEREFORE, for good cause shown, Meta respectfully requests that the Commission promptly grant the requested relief pursuant to 16 C.F.R. § 4.3(b) and waive the time requirements under 16 C.F.R. § 3.22.

² *Meta Platforms, Inc. v. Federal Trade Commission*, No. 24-5054 (D.C. Cir. Mar. 18, 2024).

³ See 16 C.F.R. § 3.22(f) (“[T]he Commission may waive the requirements of this section as to motions for extensions of time.”).

PUBLIC

DAVIS POLK & WARDWELL LLP

/s/ James P. Rouhandeh

James P. Rouhandeh
Michael Scheinkman
James W. Haldin
450 Lexington Avenue
New York, NY 10017
Tel: (212) 450-4000
rouhandeh@davispolk.com
michael.scheinkman@davispolk.com
james.haldin@davispolk.com

Counsel for Respondent Meta Platforms, Inc.

PUBLIC

**UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION**

**COMMISSIONERS: Lina M. Khan, Chair
Rebecca Kelly Slaughter
Alvaro M. Bedoya**

In the Matter of

**FACEBOOK, Inc.,
a corporation**

Respondent.

Docket No. C-4365

[PROPOSED] ORDER

Having considered Respondent's Unopposed Expedited Motion for Extension of Time, filed on March 20, 2024, it is hereby ORDERED that Respondent's answer to the Order to Show Cause filed on May 3, 2023, shall be due one business day after any stay or injunction issued by the United States Court of Appeals for the District of Columbia Circuit expires.

By the Commission.

PUBLIC

CERTIFICATE OF SERVICE

I hereby certify that on March 20, 2024, I caused a true and correct copy of the foregoing Unopposed Expedited Motion for Extension of Time to be filed and served as follows:

One electronic copy via the Administrative E-Filing System and one electronic courtesy copy to the Office of the Secretary via email to ElectronicFilings@ftc.gov.

One electronic courtesy copy to the Office of the Administrative Law Judge via email to OALJ@ftc.gov.

One electronic copy via email to Complaint Counsel:

Reenah L. Kim (rkim1@ftc.gov)
Federal Trade Commission
600 Pennsylvania Ave., NW, CC-6316
Washington, DC 20580

Olivia Jerjian (ojerjian@ftc.gov)
Federal Trade Commission
600 Pennsylvania Ave., NW, CC-6316
Washington, DC 20580

Hong Park (hpark@ftc.gov)
Federal Trade Commission
600 Pennsylvania Ave., NW, CC-6316
Washington, DC 20580

/s/ James P. Rouhandeh
James P. Rouhandeh

*Counsel for Respondent Meta
Platforms, Inc.*