

**PUBLIC**

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



**COMMISSIONERS:     Maureen K. Ohlhausen, Chairwoman  
                          Terrell McSweeney**

**In the Matter of**

**1-800 Contacts, Inc.,  
a corporation,**

**Respondent.**

**Docket No. 9372**

**NOTICE OF APPEAL**

Pursuant to FTC Rule of Practice § 3.52(a), 16 C.F.R. § 3.52(a), Respondent 1-800 Contacts, Inc. hereby gives notice that it will appeal, against Complaint Counsel, the Initial Decision entered by the Administrative Law Judge D. Michael Chappell in the above-captioned proceeding, as well as: (1) any findings of fact and law that are the bases for the liability recommendations contained in the Initial Decision; and (2) the remedial order.

Dated: October 27, 2017

Respectfully submitted,

/s/ Steven M. Perry

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**CERTIFICATE OF SERVICE**

I hereby certify that on October 27, 2017, I filed the **NOTICE OF APPEAL** using the FTC's E-Filing System, which will send notification of such filing to all counsel of record as well as the following:

Donald S. Clark  
Secretary  
Federal Trade Commission  
600 Pennsylvania Ave., NW, Rm. H-113  
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The Honorable D. Michael Chappell  
Administrative Law Judge  
Federal Trade Commission  
600 Pennsylvania Ave., NW, Rm. H-110  
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DATED: October 27, 2017

By: /s/ Eunice Ikemoto  
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**CERTIFICATE FOR ELECTRONIC FILING**

I hereby certify that the electronic copy sent to the Secretary of the Commission is a true and correct copy of the paper original and that I possess a paper original of the signed document that is available for review by the parties and the adjudicator.

DATED: October 27, 2017

By: /s/ Steven M. Perry  
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Notice of Electronic Service

**I hereby certify that on October 27, 2017, I filed an electronic copy of the foregoing NOTICE OF APPEAL, with:**

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**I hereby certify that on October 27, 2017, I served via E-Service an electronic copy of the foregoing NOTICE OF APPEAL, upon:**

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