

Filed: October 3, 2012

**UNITED STATES COURT OF APPEALS FOR THE FOURTH CIRCUIT
ORAL ARGUMENT NOTIFICATION**

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NOTIFICATION**

Please take notice that this case has been scheduled for oral argument. The time for notifying the Court of any conflict or filing any motion that would affect the scheduling of argument has expired. Therefore, the case will not be rescheduled absent a showing of good cause for the requested relief and that the relief could not have been requested within the notice period.

CASE

No. 11-1679, NC Board of Dental Examiners v. Federal Trade Commission
5:11-cv-00049-FL

PLACE

U. S. Courthouse, Room 222 (Attorney Registration)
1000 East Main Street (**Enter from Main Street or Bank Street**)
Richmond, Virginia 23219

**DATE &
REGISTRATION
TIME**

12/05/2012
Register between 8:45 - 9:00
Daily arguments begin: 9:30 (any change in the order of cases is announced in the courtroom 10 minutes before court starts)

**ORAL ARGUMENT
ACKNOWLEDGMENT
FORM TO BE FILED
WITHIN 5 DAYS**

Any attorney arguing, as well as any attorney appearing on behalf of a separately represented co-defendant in a consolidated criminal case, must file the [ORAL ARGUMENT ACKNOWLEDGMENT FORM](#) within 5 days of service of this notification (click on this link or complete form at end of notice).

**COURTHOUSE
INFORMATION**

- Picture identification and security screening are required for entry.
- During court week only, attorneys and their staff may bring electronic devices (other than cameras or recording equipment) into the Courthouse or Annex, but these devices must be turned off in a courtroom or chambers. Wireless access is available in the library.
- Potential weapons, food & beverages are prohibited; luggage should not be brought to the courthouse.
- For hearing assistance or other accommodation, contact the chief deputy clerk or calendar clerk.
- For directions, hotel & parking information, visit

www.ca4.uscourts.gov.

**CRIMINAL & CJA
CASES**

In criminal cases, an attorney must appear on behalf of each defendant separately represented unless the defendant signs a waiver of counsel's appearance and co-defendant's counsel certifies in advance of argument that he or she is prepared to argue on behalf of the defendant whose attorney is not present. CJA attorneys traveling by plane or train must call 804-916-2700 and request a CJA Travel Authorization to obtain government travel rates.

ARGUMENT TIME

Each side is normally allowed 20 minutes; if more than one attorney is arguing per side, they must agree on how the time is to be divided. In social security, black lung, and labor cases in which the issue is whether the agency's decision is supported by substantial evidence, and in criminal cases in which the issue is application of the sentencing guidelines, each side is limited to 15 minutes. In en banc cases, each side receives 30 minutes. Appellants & cross-appellants may reserve up to 1/3 of the time for rebuttal.

**IDENTITY OF PANEL
& ORDER OF CASES**

The identity of the panel hearing a case is not disclosed until the morning of argument. The order of cases is subject to change until the morning of argument and is announced in the courtroom. Counsel should arrive at the courtroom 10 minutes early to hear any announcements.

(Please see next page)

FOURTH CIRCUIT ORAL ARGUMENT ACKNOWLEDGMENT

No. 11-1679, NC Board of Dental Examiners v. Federal Trade Commission

The following information is provided in response to the court's notification of Oral Argument:

Date of Oral Argument: _____

Attorney arguing: _____ **Phone No.** _____

Arguing on Behalf of: _____

Attorney Appearing for Defendant but **Not** Arguing in Criminal Case: _____

Argument Time: If you know how much argument time you wish to use, please provide that information below; any desired changes may be made upon check-in on the morning of argument. If you have not decided upon your argument time, please return this form acknowledging that you will argue the case and provide your argument time when you check in on the morning of argument. Counsel presenting oral argument must have an appearance of counsel form on file for the case. In most cases, **20 minutes** of argument time are allotted per side; all parties to a side must share oral argument time. In social security, black lung & labor cases in which the primary issue is whether substantial evidence supports the agency's decision, and in criminal cases in which the primary issue is the application of the sentencing guidelines, the court allows only 15 minutes of argument time per side. In en banc cases, the court allows 30 minutes of argument time per side. Appellants and cross-appellants may reserve **up to 1/3 of their time for rebuttal** (7 out of 20 minutes).

APPELLANT

First Attorney arguing: _____ Opening Argument Time: _____

Any 2nd Attorney arguing: _____ Opening Argument Time: _____

Any 3rd Attorney arguing: _____ Opening Argument Time: _____

APPELLEE OR APPELLEE-CROSS APPELLANT

First Attorney arguing: _____ Answering Argument Time: _____

Any 2nd Attorney arguing: _____ Answering Argument Time: _____

Any 3rd Attorney arguing: _____ Answering Argument Time: _____

APPELLANT OR APPELLEE-CROSS APPELLANT

First Attorney arguing: _____ Rebuttal Argument Time: _____

Any 2nd Attorney arguing: _____ Rebuttal Argument Time: _____

I, _____, hereby certify that on this date, I electronically filed this document using the CMECF System, which will send notice of filing to the CMECF participants listed below and further certify that on this date I served any non-CMECF participants in the manner indicated below:

Date: _____ Signature: _____