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16 UNITED STATES DISTRICT COURT
17 NORTHERN DISTRICT OF CALIFORNIA
18 SAN JOSE DIVISION

19 FEDERAL TRADE COMMISSION,
20 Plaintiff,
21 v.
22 META PLATFORMS, INC., et al.,
23 Defendants.
24

Case No. 5:22-cv-04325-EJD

JOINT STATEMENT OF RECENT DECISION

Date: October 21, 2022
Time: 11:00 a.m.
Dept.: Courtroom 4 – 5th Floor
Judge: Honorable Edward J. Davila

1 The FTC’s motion to strike certain of Meta’s affirmative defenses is fully briefed and set for
 2 argument on October 21, 2022. ECF Nos. 89, 93, 99, 119. Pursuant to this Court’s Local Rule
 3 7.3(d)(2), the parties jointly submit this statement of recent decision to notify the Court that Chair
 4 Khan has [REDACTED]
 5 [REDACTED] and has [REDACTED] Ex. B; *see also* 16 C.F.R. §
 6 4.17(b)(3)(i). The full Commission is now considering Meta’s motion to disqualify Chair Khan
 7 without Chair Khan’s participation. *See id.* § 4.17(b)(3)(ii). According to the FTC, these
 8 developments are reflected in an October 6, 2022 letter from the Secretary to counsel, which appears
 9 on the FTC’s public docket and is attached hereto as Exhibit A, and an [REDACTED]
 10 [REDACTED]
 11 [REDACTED] and is attached hereto as Exhibit B but is being submitted under seal because the
 12 Commission designated it as confidential.

13 DATED: October 17, 2022

Respectfully submitted,

14 By: /s/ Chantale Fiebig

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