

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF OREGON**  
**PORTLAND DIVISION**

FEDERAL TRADE COMMISSION, STATE  
OF ARIZONA, STATE OF CALIFORNIA,  
DISTRICT OF COLUMBIA, STATE OF  
ILLINOIS, STATE OF MARYLAND, STATE  
OF NEVADA, STATE OF NEW MEXICO,  
STATE OF OREGON, and STATE OF  
WYOMING,

Case No.: 3:24-cv-00347

**[PROPOSED] ORDER DENYING  
PLAINTIFFS' MOTION TO STRIKE**

Plaintiffs,

v.

THE KROGER COMPANY and  
ALBERTSONS COMPANIES, INC.,

Defendants.

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Upon consideration of Plaintiffs' Motion to Strike Untimely and Improper Reports of Dr.  
Mark Israel, it is hereby ORDERED that the Motion to Strike is DENIED.

SO ORDERED.

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UNITED STATES DISTRICT JUDGE

DATED: \_\_\_\_\_, 2024