

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,

Plaintiffs,

v.

THE KROGER COMPANY and  
ALBERTSONS COMPANIES, INC.,

Defendants.

Case No.: 3:24-cv-00347-AN

**[PROPOSED] ORDER GRANTING  
PLAINTIFFS' MOTION *IN LIMINE*  
FOR AN ADVERSE INFERENCE**

Upon consideration of Plaintiffs' Motion *In Limine* for an Adverse Inference, it is hereby  
ORDERED that the Motion is GRANTED.

SO ORDERED.

\_\_\_\_\_  
UNITED STATES DISTRICT JUDGE

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

[PROPOSED] ORDER GRANTING  
PLFS.' MOTION *IN LIMINE*  
FOR AN ADVERSE INFERENCE