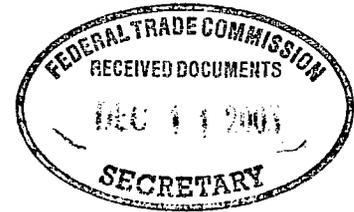


UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION



In the Matter of)
)
)

KENTUCKY HOUSEHOLD)
GOODS CARRIERS)
ASSOCIATION, INC.,)

a corporation.)
_____)

Docket No. 9309

**COMPLAINT COUNSEL'S RESPONSE TO
RESPONDENT'S FIRST DEMAND FOR PRODUCTION OF DOCUMENTS**

1. Complaint Counsel object to Respondent's First Demand for Production of Documents ("Demand for Production") on the ground of timeliness. The deadline for discovery requests, including the Demand for Production, was October 31, 2003. Respondent's counsel did not properly serve Complaint Counsel or the ALJ on or by the deadline. Respondent's counsel filed the Demand for Production with the Office of the Secretary of the Federal Trade Commission and the ALJ on November 17, 2003 - seventeen (17) days after the deadline - and Complaint Counsel did not receive the Demand for Production until November 19, 2003. (See Declaration of Dana Abrahamsen, Addendum to Complaint Counsel's Response to Respondent's First Set of Interrogatories. December 2, 2003)

2. Complaint Counsel object to the Demand for Production on the grounds that they are vague, ambiguous, and overbroad. Notwithstanding these objections, Complaint Counsel have responded to this Demand for Production as they understand and interpret them. Complaint Counsel reserve the right to supplement their responses should Respondent assert a different interpretation of the Demand for Production.

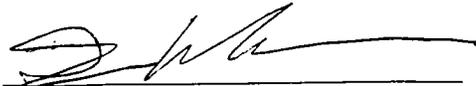
3. Subject to Paragraphs 1. and 2. above, and with the exception of materials protected by privilege, Complaint Counsel have provided all documents responsive to the Demand for Production. Subject to and without waiving any of the general objections above, Complaint Counsel respond to each of the Requests:

REQUEST 1: Any and all documents in your possession or of which you are aware from which any response to any of the Interrogatories served herewith of even date may be ascertained or derived or which contain information which might in any way relate to such Interrogatories or responses.

RESPONSE:

Production of evidence to be offered at trial in this matter is governed by the Scheduling Order issued on September 4, 2003. Complaint Counsel will provide documents as required by that order. The first deadline governing the production of documents is December 19, 2003 when Complaint Counsel provide their exhibit list to Respondent.

Respectfully submitted,



Dana Abrahamsen
Counsel Supporting the Complaint
Bureau of Competition
Federal Trade Commission
Washington, D.C. 20580
(202) 326-2096
Facsimile (202) 326-3496

Dated: December 11, 2003

CERTIFICATE OF SERVICE

This is to certify that on December 11, 2003, I caused a copy of the attached Complaint Counsel's Response to Respondent's First Demand for Production of Documents to be served upon the following persons by facsimile, U.S. Mail or Hand-Carried:

The Honorable D. Michael Chappell
Federal Trade Commission
600 Pennsylvania Avenue, N.W.
Washington, DC 20580

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