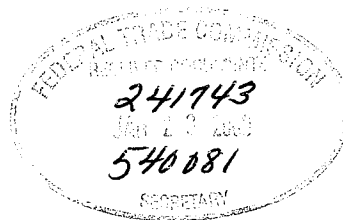


ORIGINAL



UNITED STATES OF AMERICA  
FEDERAL TRADE COMMISSION  
OFFICE OF ADMINISTRATIVE LAW JUDGES

\_\_\_\_\_  
In the Matter of )  
 )  
 )

POLYPORE INTERNATIONAL, INC., )  
Respondent. )  
\_\_\_\_\_ )

Docket No. 9327

**ORDER GRANTING ENERSYS' MOTION TO  
EXTEND TIME TO PRODUCE DOCUMENTS**

On January 20, 2009, non-party EnerSys submitted its Motion to Extend Time to Produce Documents ("Motion"). EnerSys provided a certificate of conference indicating that EnerSys was unable to reach an agreement with either Respondent or Complaint Counsel on the issues raised by the motion. By Order dated January 22, 2009, the parties were directed to file their oppositions, if any, by 12:00 p.m., January 23, 2009.

On January 23, 2009, Respondent filed its Response to EnerSys' Motion to Extend Time to Produce Documents. Respondent asserts that EnerSys has not yet complied with the subpoena duces tecum served on EnerSys by Respondent and that Respondent needs these documents in a timely manner. Respondent further asserts that it cannot afford any further delay in receiving documents from EnerSys, as important deadlines in the Scheduling Order are approaching.

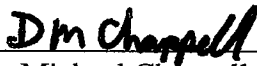
In a supplemental statement of counsel filed by EnerSys on January 23, 2009, EnerSys states that it has conferred with Complaint Counsel and that Complaint Counsel has no objection to allowing EnerSys an additional ten days to produce the documents responsive to Respondent's subpoena. EnerSys further states that Complaint Counsel has authorized EnerSys to represent that Complaint Counsel does not intend to file a response to the instant motion.

In its motion, EnerSys states that because of the substantial volume of documents gathered and other specified circumstances, EnerSys is unable to produce the documents within the time frame ordered. EnerSys has sufficiently demonstrated the need for the requested extension.

EnerSys' motion is GRANTED. EnerSys shall have an additional ten days to produce the responsive documents. Respondent's concerns about its ability to meet upcoming deadlines

in the Scheduling Order will be addressed in an order on Respondent's pending Motion to Amend the Scheduling Order.

ORDERED:

  
\_\_\_\_\_  
D. Michael Chappell  
Administrative Law Judge

Date: January 23, 2009