

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



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In the Matter of )  
 )  
 )

Impax Laboratories, Inc., )  
a corporation, )  
 )

Respondent. )  
\_\_\_\_\_)

DOCKET NO. 9373

**ORDER GRANTING ENDO'S UNOPPOSED MOTION  
FOR ACCESS TO POST-TRIAL SUBMISSIONS**

On January 3, 2018, non-party Endo Pharmaceuticals Inc. ("Endo") filed an unopposed motion for access to post-trial submissions ("Motion"). Endo seeks access to the redacted portions of Complaint Counsel's December 20, 2017 Post-Trial Brief ("Brief") and Proposed Findings of Fact and Conclusions of Law ("Findings") that reference or relate to the August 7, 2017 Settlement Agreement ("2017 Settlement") between Endo and Respondent Impax Laboratories, Inc. ("Impax"). Endo states that because it seeks access to redacted material in Complaint Counsel's Brief and proposed Findings only to the extent such material discusses or relates to the 2017 Settlement and because Endo was a party to the 2017 Settlement, disclosure to Endo of information relating to the settlement will not result in any serious injury to Respondent Impax or Complaint Counsel.

Specifically, Endo requests access to the following in unredacted form: (1) Section IV.B of Complaint Counsel's Brief; (2) Paragraphs 1427-28, 1485-88, 1490, and 1492 of Complaint Counsel's proposed Findings; and (3) any other portions of either the Brief or proposed Findings that reference or relate to the 2017 Settlement.

Endo represents that both Complaint Counsel and Impax have consented to the requested disclosure to Endo.

Endo's Motion is GRANTED as limited herein. Complaint Counsel shall review the requested material and determine whether any of it contains information that is subject to an *in camera* order issued at the request of any non-party other than Endo and

redact any such material prior to providing it to Endo. After Complaint Counsel has performed this review, it shall provide the requested material to Endo.

ORDERED:

*Dm chappell*  
D. Michael Chappell  
Chief Administrative Law Judge

Date: January 4, 2018

Notice of Electronic Service

**I hereby certify that on January 04, 2018, I filed an electronic copy of the foregoing Order Granting Endo's Unopposed Motion for Access to Post-Trial Submissions, with:**

D. Michael Chappell  
Chief Administrative Law Judge  
600 Pennsylvania Ave., NW  
Suite 110  
Washington, DC, 20580

Donald Clark  
600 Pennsylvania Ave., NW  
Suite 172  
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**I hereby certify that on January 04, 2018, I served via E-Service an electronic copy of the foregoing Order Granting Endo's Unopposed Motion for Access to Post-Trial Submissions, upon:**

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