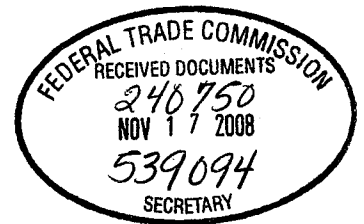


ORIGINAL



UNITED STATES OF AMERICA  
BEFORE THE FEDERAL TRADE COMMISSION

In the Matter of

Polypore International, Inc.  
a corporation.

CASE NO. 9327

PUBLIC DOCUMENT

**STIPULATION AND [PROPOSED] ORDER REGARDING DISCOVERY  
RELATED TO ENTEK INTERNATIONAL LLC**

WHEREAS, the Federal Trade Commission (“Commission”) provided notice, dated October 27, 2008, that it intended to produce all of ENTEK International LLC’s (“ENTEK”) documents produced pursuant to the Civil Investigative Demand and Subpoena Duces Tecum issued by the Commission (“CID”), dated April 10, 2008, to Polypore International, Inc. (“Polypore”);

WHEREAS, ENTEK filed its Motion for Protective Order Pursuant to 15 U.S.C. §§ 15 U.S.C. §§46(f), 57b-2(d)(1)(C) and 57b-2(d)(2), and 16 C.F.R. §4.10 (“Motion for Protective Order”), seeking an order directing the Commission to withhold production of ENTEK’s documents pending implementation of certain procedures designed to protect from disclosure ENTEK’s highly confidential information;

WHEREAS, on November 6, 2008, subsequent to the filing of ENTEK’s Motion for Protective Order, Polypore served a Subpoena Duces Tecum on ENTEK seeking the production of documents responsive to forty (40) specifications, including the documents which are the subject of ENTEK’s Motion for Protective Order, on or by November 24, 2008 (“Polypore Subpoena”); and

WHEREAS, to enhance efficiency and, thereby, to conserve private and administrative agency resources, counsel for Polypore and ENTEK have agreed to enter into this stipulation and order ("Stipulation and Order") to attempt in good faith to resolve all discovery issues and disputes that have arisen between them in the above matter;

IT IS HEREBY STIPULATED, by and between counsel for Polypore and counsel for ENTEK:

1. Polypore hereby agrees and consents to stay indefinitely its demand that the Commission produce ENTEK documents in the Commission's possession as a result of the CID; provided, however, that nothing in this Stipulation and Order shall be deemed a waiver of any right of Polypore, including its right to seek production of such discovery from ENTEK through the Polypore Subpoena or through reinstatement of such demand on the Commission in the event the Parties hereto are unable to resolve any discovery issues and disputes raised in connection with the Polypore Subpoena; it being further understood and agreed that if Polypore reinstates its demand on the Commission to produce ENTEK documents in its possession as a result of the CID, with same day email copy to the undersigned counsel for ENTEK, Polypore shall have five (5) business days from written reinstatement of its demand to the Commission to file and serve any opposition or response to ENTEK's Motion for Protective Order;

2. ENTEK hereby agrees and consents to withdraw its Motion for Protective Order, pursuant to the terms of this Stipulation and Order; provided, however, that nothing in this Stipulation and Order shall be deemed a waiver of any right of ENTEK, including its right to seek relief in the context of any subsequent motion to quash or for protective order with respect to the Polypore Subpoena, and/or to seek such relief through the Motion for Protective Order, which shall be deemed reinstated without requiring any further action on ENTEK's part in the event Polypore shall renew or reinstate, at any time after the effective date of this Stipulation and

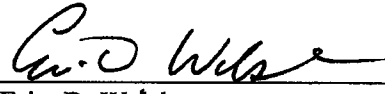
Order, its demand that the Commission produce ENTEK documents in its possession as a result of the CID;

3. Polypore agrees to continue the date and time for the filing of any motion seeking to quash or limit the Polypore Subpoena until five (5) business days after the parties determine in good faith that they will not be able to resolve all discovery issues and disputes raised in connection with the Polypore Subpoena;

4. ENTEK agrees to limit any motion seeking to quash or limit the Polypore Subpoena solely to those issues that remain unresolved between the Parties and to produce to Polypore in a timely manner documents as to which no objection remains unresolved.

By executing this Stipulation and Order, Complaint Counsel acknowledges that it has received notice of the recitals and stipulations set forth herein and confirms that it has no objection to any of its terms and that it shall refrain from producing to Polypore ENTEK documents produced to it pursuant to the CID until such time as it is directed to do so by order of the tribunal or by direction of both Parties hereto.

Dated: November 17, 2008

By   
Eric. D. Welsh

PARKER POE ADAMS & BERNSTEIN,  
LLP  
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Charlotte, NC 28202  
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ericwelsh@parkerpoe.com

*Attorneys for Respondent*

Dated: November 17, 2008

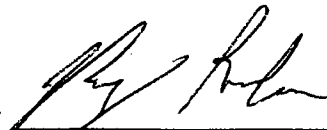
By Darius Ogloza /swm  
Darius Ogloza

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Not admitted in California.

Attorneys for ENTEK International LLC

Dated: November 17, 2008

By



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J. Robert Robertson  
Federal Trade Commission  
600 Pennsylvania Avenue, NW  
Washington, DC 20580  
rrobertson@ftc.gov

*Complaint Counsel*

**IT IS SO ORDERED.**

---

D. Michael Chappell  
Administrative Law Judge

**UNITED STATES OF AMERICA**  
**BEFORE THE FEDERAL TRADE COMMISSION**

**In the Matter of**

**Polypore International, Inc.**  
**a corporation.**

**CASE NO. 9327**

**PUBLIC DOCUMENT**

**CERTIFICATE OF SERVICE**

**CERTIFICATE OF SERVICE**

I am employed in the County of San Francisco, State of California. I am over the age of 18 years and not a party to this action. My business address is Latham & Watkins LLP, 505 Montgomery Street, Suite 2000, San Francisco, CA 94111-6538.

On **November 17, 2008**, I served the following documents described as:

**STIPULATION AND [PROPOSED] ORDER REGARDING  
DISCOVERY RELATED TO ENTEK INTERNATIONAL LLC**

by serving a true copy of the above-described documents in the following manner:

**BY ELECTRONIC MAIL**

The above-described document was transmitted via electronic mail to the following party on November 17, 2008:

Donald S. Clark, Secretary  
Office of the Secretary  
Federal Trade Commission  
secretary@ftc.gov

The Honorable D. Michael Chappell  
Administrative Law Judge  
Federal Trade Commission  
oalj@ftc.gov

Robert Robertson, Esq.  
Federal Trade Commission  
rrobertson@ftc.gov

J. Steven Dahm, Esq.  
Federal Trade Commission  
sdahm@ftc.gov

William L. Rikard, Jr.  
Parker Poe Adams & Bernstein LLP  
williamrikard@parkerpoe.com

Eric D. Welsh  
Parker Poe Adams & Bernstein LLP  
ericwelsh@parkerpoe.com

The party on whom this electronic mail has been served has agreed in writing to such form of service pursuant to agreement.

**BY OVERNIGHT MAIL DELIVERY**

I am familiar with the office practice of Latham & Watkins LLP for collecting and processing documents for overnight mail delivery by Express Mail or other express service carrier. Under that practice, documents are deposited with the Latham & Watkins LLP personnel responsible for depositing documents in a post office, mailbox, subpost office, substation, mail chute, or other like facility regularly maintained for receipt of overnight mail by Express Mail or other express service carrier; such documents are delivered for overnight mail delivery by Express Mail or other express service carrier on that same day in the ordinary course of business, with delivery fees thereon fully prepaid and/or provided for. I deposited in Latham & Watkins LLP' interoffice mail a sealed envelope or package containing the above-described document and addressed as set forth below in accordance with the office practice of Latham & Watkins LLP for collecting and processing documents for overnight mail delivery by Express Mail or other express service carrier:

Robert Robertson, Esq.  
Federal Trade Commission  
600 Pennsylvania Avenue, NW  
Washington, DC 20580

J. Steven Dahm, Esq.  
Federal Trade Commission  
600 Pennsylvania Avenue, NW  
Washington, DC 20580

*(1 copy)*

*(1 copy)*



William L. Rikard, Jr.  
Parker Poe Adams & Bernstein LLP  
Three Wachovia Center  
401 South Tyson St., Suite 3000  
Charlotte, NC 28202  
williamrikard@parkerpoe.com

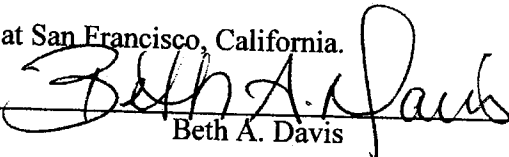
*(1 copy)*

Eric D. Welsh  
Parker Poe Adams & Bernstein LLP  
Three Wachovia Center  
401 South Tyson St., Suite 3000  
Charlotte, NC 28202  
ericwelsh@parkerpoe.com

*(1 copy)*

I declare that I am employed in the office of a member of the Bar of, or permitted to practice before, this Court at whose direction the service was made and declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on **November 17, 2008**, at San Francisco, California.

  
Beth A. Davis

**CERTIFICATE OF SERVICE**

I am employed in the District of Columbia, D.C. I am over the age of 18 and not a party to the within cause. My business address is Latham & Watkins LLP, 555 Eleventh Street, N.W., Suite 1000, Washington, D.C. 20004-1304.

On **November 17th, 2008**, I served the following document described as:

**STIPULATION AND [PROPOSED] ORDER REGARDING  
DISCOVERY RELATED TO ENTEK INTERNATIONAL LLC**

by serving a copy of the above-described document in the following manner:

**BY MESSENGER SERVICE**

I placed a sealed envelope or package, addressed as follows:

Donald S. Clark, Secretary  
Office of the Secretary  
Federal Trade Commission  
600 Pennsylvania Avenue, NW, Rm.  
H-135  
Washington, DC 20580

The Honorable D. Michael Chappell  
Administrative Law Judge  
Federal Trade Commission  
600 Pennsylvania Avenue, NW  
Washington, DC 20580

(2 copies)

(original and 12 copies)

I caused such envelope or package to be delivered by messenger to the offices of the addresses.

I declare that I am employed in the office of a member of the Bar of or permitted to practice before this court at whose direction the service was made.

Executed on **November 17, 2008**, at Washington, D.C.

  
\_\_\_\_\_  
SONIA NATH