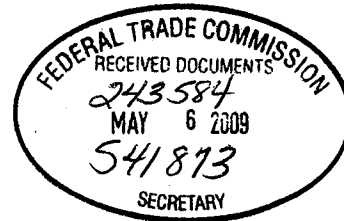


ORIGINAL

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



In the Matter of

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

CASE NO. 9327

PUBLIC DOCUMENT

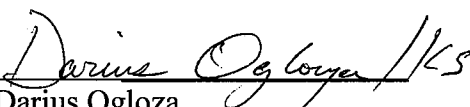
**THIRD PARTY ENTEK INTERNATIONAL LLC'S
SUPPLEMENTAL MOTION FOR *IN CAMERA* TREATMENT OF DOCUMENTS
PREVIOUSLY DESIGNATED AS CONFIDENTIAL
PURSUANT TO 16 C.F.R § 3.45(b)**

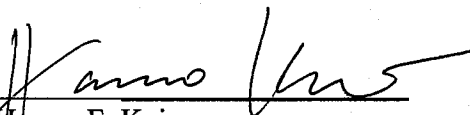
Pursuant to 16 C.F.R. §3.45(b), third party ENTEK International LLC (“ENTEK”) moves for an Order directing *in camera* treatment of documents recently identified by Respondent Polypore as trial exhibits, and not included in ENTEK’s prior unopposed motion for *in camera* treatment of documents previously designated as confidential pursuant to 16 C.F.R. § 3.45(b). The pages and documents at issue in this motion are listed and filed under seal in Supplemental Appendix B.

In support of this motion, ENTEK refers the Court to, and incorporates herein, the contemporaneously-filed memorandum, and the Declaration of Dan Weerts.

Dated: May 5, 2009

Respectfully submitted,

By 
Darius Ogloza

By 
Hanno F. Kaiser

LATHAM & WATKINS LLP
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Attorneys for ENTEK International LLC

UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION

In the Matter of

Polypore International, Inc.
a corporation.

CASE NO. 9327

PUBLIC DOCUMENT

**THIRD PARTY ENTEK INTERNATIONAL LLC'S MEMORANDUM
IN SUPPORT OF SUPPLEMENTAL MOTION FOR *IN CAMERA* TREATMENT OF
DOCUMENTS PREVIOUSLY DESIGNATED AS
CONFIDENTIAL PURSUANT TO 16 C.F.R § 3.45(b)**

Third party ENTEK International LLC ("ENTEK") files this supplemental motion for *in camera* treatment of documents previously designated as confidential pursuant to 16 C.F.R. § 3.45(b). This memorandum incorporates by reference ENTEK's Memorandum in Support of Motion for *In Camera* Treatment of Documents Previously Designated as Confidential Pursuant to 16 C.F.R. § 3.45(b) originally filed in this proceeding on April 9, 2009 (the "Original Memorandum"). This Supplemental Motion is necessary because Respondent Polypore International, Inc. ("Polypore") recently clarified its intent to use additional documents that were not addressed in ENTEK's Original Memorandum. These newly identified documents, which are contained in Polypore's proposed trial Exhibit RX0114, are deserving of the same protections as those identified in ENTEK's Original Memorandum.

ENTEK submits herewith, as a courtesy to the ALJ and the Commission, a Supplemental Declaration of Dan Weerts, including a Supplemental Appendix B that lists all of

the newly identified documents for Polypore's proposed trial Exhibit RX0114. The information contained in the documents at issue fall into the following six categories: (1) customer contracts; (2) confidential communications with customers and/or confidential customer information; (3) ENTEK's price lists, individual customer pricing and cost; (4) ENTEK's sales and/or capacity data; (5) ENTEK's product information and/or testing results; and (6) ENTEK's global business plans and strategy. Supplemental Appendix B includes a field assigning one or more of the above categories for the sensitive information found in each document from Exhibit RX0114, and indicates the precise page or pages within the exhibit that contain the sensitive information. The Supplemental Declaration of Dan Weerts, attached hereto, provides testimony in support of protecting each of the six categories of information.

The Proposed Order, filed concurrently with this Supplemental Motion, lists all of the documents and information for which *in camera* treatment was sought in ENTEK's Original Memorandum, and now also includes the newly identified documents contained within Polypore's proposed trial Exhibit RX0114.

CONCLUSION

For the forgoing reasons, ENTEK respectfully requests that the Court enter an order providing for *in camera* treatment of the confidential information contained in proposed Exhibit RX0114 and described in Supplemental Appendix B hereto.

Dated: May 5, 2009

Respectfully submitted,

By Darius Ogloza/KS
Darius Ogloza

By Hanno Kaiser
Hanno Kaiser

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Attorneys for ENTEK International LLC

UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION

In the Matter of

Polypore International, Inc.
a corporation.

CASE NO. 9327

PUBLIC DOCUMENT

PROPOSED ORDER

Upon consideration of ENTEK International LLC's Motion for *In Camera* Treatment of Documents Previously Designated as Confidential Pursuant to 16 C.F.R. § 3.45(b), and the Court being fully informed, it is this ___ day of May, 2009, hereby

ORDERED, that the Motion is **GRANTED**; and it is further

ORDERED, that the following documents and information therein shall be accorded *in camera* treatment for the periods of time indicated below.

Proposed Exhibit No.	Document Number(s)	Period of time <i>in camera</i> treatment granted
RX00332 PX0900 RX0113	ENTEK_000001- ENTEK_000006 FTC-ENTK_001003-001009	1 year
	ENTEK_000007-ENTEK_000079	5 years
RX00333	ENTEK_000197- ENTEK_000208	3 years
RX0114	ENTEK_000197-ENTEK_000208	3 years
RX0114	ENTEK_000218-ENTEK_000271	3 years
RX0114	ENTEK_000272-ENTEK_000277	1 year
RX0114	ENTEK_000278	5 years
RX0114	ENTEK_000597-ENTEK_000598	3 years
RX0114	ENTEK_000901-ENTEK_000903	3 years
RX0114	ENTEK_000924-ENTEK_000925	3 years

Proposed Exhibit No.	Document Number(s)	Period of time <i>in camera</i> treatment granted
RX00334 RX0117	ENTEK_000218 -ENTEK_000271 FTC-ENTK_000551-000562	3 years
RX00335	ENTEK_000272- ENTEK_000277	1 year
RX00146 RX00336	ENTEK_000279- ENTEK_000285	3 years
RX00337	ENTEK_000290-ENTEK_000291	1 year
RX00339	ENTEK_000413-ENTEK_000429	3 years
RX00340	ENTEK_000431- ENTEK_000438	3 years
RX00341	ENTEK_000439- ENTEK_000442	1 year
	ENTEK_000515-ENTEK_000534	3 years
RX00152 RX00343	ENTEK_000849- ENTEK_000853	3 years
RX00342	ENTEK_000904- ENTEK_001077	3 years
RX00351	ENTEK_01302- ENTEK_01303	1 year
RX00353	ENTEK 001492- ENTEK_001492	3 years
RX00356	ENTEK_01656- ENTEK_01704	1 year
RX00136 PX1814	ENTEK_003567- ENTEK_003567	1 year
RX00123 RX00345	ENTEK_003673- ENTEK_003682	3 years
PX1813	ENTEK_005152	3 years
RX01522	ENTEK_005335- ENTEK_005336	1 year
RX01523	ENTEK_005338- ENTEK_005342	3 years
RX00141	ENTEK_006814- ENTEK_006824	1 year
RX00148 RX00346	ENTEK_006827- ENTEK_006840	1 year
PX1809	ENTEK_006868- ENTEK_006871	3 years
PX1815	ENTEK_007039- ENTEK_007040	3 years
RX00130 PX1804	ENTEK_007164- ENTEK_007165	3 years
PX1801	ENTEK_007173	3 years
RX00129	ENTEK_007234- ENTEK_007237	3 years

Proposed Exhibit No.	Document Number(s)	Period of time <i>in camera</i> treatment granted
RX00128	ENTEK_007410- ENTEK_007432	3 years
PX1818	ENTEK_008345- ENTEK_008348	3 years
RX00142 RX00348	ENTEK_008450	3 years
RX00125	ENTEK_008474- ENTEK_008481	1 year
RX00139 RX00349 PX1824	ENTEK_009014- ENTEK_009019	3 years
RX00140	ENTEK_009111- ENTEK_009112	1 year
RX00131 RX00350	ENTEK_009787-ENTEK_009801	3 years
RX00124	ENTEK_011818- ENTEK_011824	1 year
PX1803	ENTEK_012596- ENTEK_012597	3 years
RX00147 RX01513 PX1825	ENTEK_013029- ENTEK_013030	3 years
RX00143 RX00352	ENTEK_013080- ENTEK_013083	3 years
RX00138	ENTEK_014926- ENTEK_014928	3 years
RX00134 PX1811	ENTEK_015016- ENTEK_015017	3 years
RX00150 RX00354	ENTEK_015059	3 years
PX1816	ENTEK_015130- ENTEK_015132	3 years
RX00135	ENTEK_015176- ENTEK_015179	1 year
RX00127	ENTEK_015206- ENTEK_015210	1 year
PX1821	ENTEK_015454- ENTEK_015456	3 years
RX00132	ENTEK_015495-ENTEK_015497	3 years
RX00355	ENTEK_015569- ENTEK_015606	1 year
RX00259 PX1832	ENTEK_015607- ENTEK_015644	1 year
RX00260	ENTEK_015645- ENTEK_015660	3 years
RX00261	ENTEK_015661- ENTEK_015678	1 year
RX00120 RX00121 RX00122 RX00262	ENTEK_015679- ENTEK_015742	5 years

Proposed Exhibit No.	Document Number(s)	Period of time <i>in camera</i> treatment granted
PX1800	ENTEK_015784	1 year
RX00118	ENTEK_016581- ENTEK_016588	3 years
RX00119	ENTEK_016704-ENTEK_016711	3 years
RX00116	ENTEK_017005- ENTEK_017010	5 years
RX00115	ENTEK_017522- ENTEK_017534	1 year
RX00126	ENTEK_018606- ENTEK_018620	3 years
PX1817	ENTEK_020967- ENTEK_020968	3 years
PX1802	ENTEK_021638	1 year
PX1823	ENTEK_022545- ENTEK_022546	1 year
PX1820	ENTEK_022583- ENTEK_022586	3 years
RX01514	ENTEK_024043- ENTEK_024052	5 years
RX00358 RX00112	ENTEK_024053- ENTEK_024058 FTC-ENTK-000993-000998	1 year
PX1830	ENTEK_024059- ENTEK_024074	3 years
PX1828	ENTEK_024075	3 years
PX1831	ENTEK_024078- ENTEK_024079	3 years
PX1826	ENTEK_024081- ENTEK_024084	3 years
PX2109	ENTEK_024085-ENTEK_024086	1 year

The Honorable D. Michael Chappell
Chief Administrative Law Judge

FROM LATHAM & WATKINS LLP Fax Machine #2

(TUE) 5. 5' 09 11:11/ST. 11:10/NO. 4861909977 P 2

UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION

In the Matter of

Polypore International, Inc.
a corporation.

CASE NO. 9327

PUBLIC VERSION

**DECLARATION OF DAN WEERTS IN SUPPORT OF ENTEK INTERNATIONAL
LLC'S SUPPLEMENTAL MOTION FOR *IN CAMERA* TREATMENT OF
DOCUMENTS PREVIOUSLY DESIGNATED AS CONFIDENTIAL
PURSUANT TO 16 C.F.R § 3.45(b)**

I, Dan Weerts, under penalty of perjury, declare that the following is true and correct to the best of my knowledge:

1. I am Vice President of Sales & Marketing at ENTEK International LLC ("ENTEK"). I have personal knowledge of the matters stated herein and, if called upon, I could and would competently testify thereto.

2. I have reviewed Supplemental Appendix B to ENTEK's motion for *in camera* treatment, including all of the documents identified on that list. In my judgment, as an officer of ENTEK entrusted with overseeing sales and marketing activities on behalf of the company, all of the documents identified on Supplemental Appendix B contain confidential business information of ENTEK that, in my view, would result in the likely loss of business advantages to ENTEK if the contents were to be disclosed to Polypore and other participants in the battery separator market. In fact, I firmly believe that disclosure to Polypore (and the public)

FROM LATHAM & WATKINS LLP Fax Machine #2 (TUE) 5. 5' 09 11:11/ST. 11:10/NO. 4861909977 P 3

of the information contained in the documents identified on Supplemental Appendix B would result in an egregious, and devastating, injury to ENTEK's ability to compete. I also believe that the documents identified on Supplemental Appendix B are material to ENTEK's business in the sense that these constitute core company information and/or important business records.

3. ENTEK sought legal advice and incurred substantial cost, in the range of several tens of thousands of dollars, to protect the confidentiality of the documents it produced in connection with the above litigation.

4. For ease of reference, we have categorized the information identified in Supplemental Appendix B into six subject matter categories. Each category is discussed separately below.

5. Documents in Category 1 pertain to customer contracts. The information contained in these documents has not, to my knowledge, been disclosed to any member of the public aside from the parties themselves. The terms of such contracts are kept strictly confidential by ENTEK, and the contracts are not widely distributed within the company. Details are disclosed only to a select group of ENTEK employees, including senior management. Sales employees responsible for a particular customer relationship may be given access to certain portions of the relevant contract. This information is material to ENTEK's business and its disclosure to Polypore, customers, competitors, and the public would cause serious competitive injury to ENTEK. ENTEK has spent substantial resources on securing and maintaining its contractual relationships with its customers. If the information were disclosed to the public, ENTEK would suffer immediate harm as customers would use their knowledge about revealed customer contract terms as bargaining leverage vis-à-vis ENTEK and competitors would gain an unfair advantage as they could approach ENTEK's customers armed with the knowledge of the exact terms of ENTEK's contracts.

FROM LATHAM & WATKINS LLP Fax Machine #2 (TUE) 5. 5' 09 11:11/ST. 11:10/NO. 4861909977 P 4

6. Documents in Category 2 contain confidential communications with customers and/or confidential customer information. This information relates to customer relationships and strategy relating to keeping and/or securing additional business from ENTEK customers. This information is not disclosed to the public in ENTEK's regular course of business. The details about customer relationships are kept strictly confidential and are not widely distributed within the company. Details are disclosed only to a select group of ENTEK employees, including senior management, and when necessary the sales employees responsible for that particular customer relationship. This information is material to ENTEK's business and its disclosure to Polypore and the public would cause serious competitive injury to ENTEK. ENTEK has spent substantial resources on securing and maintaining its contractual relationships with its customers and these communications contain material terms refining those relationships.

7. Documents in Category 3 contain information about ENTEK's price lists, individual customer pricing and cost. The details about ENTEK's product costs and prices are kept strictly confidential and are not widely distributed within the company. Details are disclosed only to a select group of ENTEK employees, including senior management and, when necessary, the sales employees strictly in the context of a particular customer relationship. This information is plainly material to ENTEK's business and directly impacts ENTEK's competitive position. If the information were disclosed to the public, competitors would gain an unfair advantage as they could approach ENTEK's customers armed with the knowledge of the exact contract terms. Similarly, ENTEK's competitiveness would be significantly impaired as ENTEK's suppliers would be able to use the exact downstream pricing information as leverage in negotiating supply contracts, which would put ENTEK at an unjustified disadvantage vis-à-vis its competitors. Disclosure of such information to Polypore and the public would cause serious competitive injury to ENTEK.

FROM LATHAM & WATKINS LLP Fax Machine #2

(TUE) 5. 5'09 11:11/ST. 11:10/NO. 4861909977 P 5

8. Documents in Category 4 contain information about the ENTEK's sales and/or capacity. This information is not disclosed to the public. It is highly confidential and not widely distributed within the company. Capacity details are disclosed only to a select group of ENTEK employees, including senior management and others strictly on a need-to-know basis. Sales details are even more closely guarded and disclosed only to senior management. This information is material to ENTEK's business and directly impacts ENTEK's competitive position. Its disclosure to Polypore and the public would cause serious competitive injury to ENTEK.

9. Documents in Category 5 contain proprietary information about ENTEK products and testing thereof. This information is highly confidential and kept secret in the regular course of ENTEK's business; it is certainly not disclosed to the public. Details are disclosed only to a select group of ENTEK employees, including senior management and ENTEK engineers and/or manufacturing team members responsible for product development. ENTEK has spent millions of dollars on research and development costs. This information is material to ENTEK's business and directly impacts ENTEK's competitive position. Its disclosure to Polypore and the public would cause serious competitive injury to ENTEK.

10. Documents in Category 6 contain detailed information about ENTEK's global business plans and strategy. This information is highly confidential and kept secret in the regular course of ENTEK's business; it is not disclosed to the public. Details are disclosed only to a select group of ENTEK employees, including senior management. This information is material to ENTEK's business and directly impacts ENTEK's competitive position. ENTEK has dedicated significant time and money to developing superior product lines and a winning business strategy which streamlines production and capitalizes on its strengths. Its disclosure to Polypore and the public would cause serious competitive injury to ENTEK.

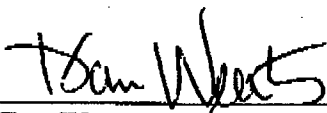
FROM LATHAM & WATKINS LLP Fax Machine #2

(TUE) 5. 5' 09 11:11/ST. 11:10/NO. 4861909977 P 6

11. ENTEK requires all of its employees to sign a nondisclosure agreement covering all of the kinds of documents described in the paragraphs immediately above. Among other things, these agreements are meant to prevent the distribution of ENTEK's confidential information.

12 The information identified in Supplemental Appendix B includes some of ENTEK's most valuable business secrets. Disclosure of this confidential information would result in irreparable harm to ENTEK. I personally reviewed all information included in Supplemental Appendix B and determined the level of risk of injury disclosure of such materials would have on ENTEK. Based upon my analysis of these confidential materials, I have indicated the minimal period of time for which, in my judgment, these documents should be provided *in camera* treatment.

I declare, under the penalty of perjury under the laws of the United States that the foregoing is true and correct. Signed this 5th day of May 2009, in Las Vegas, Nevada.

By 
Dan Weerts
ENTEK International LLC
250 N. Hansard Avenue
Lebanon, Oregon 97355

FROM LATHAM & WATKINS LLP Fax Machine #2

(TUE) 5. 5' 09 11:12/ST. 11:10/NO. 4861909977 P 7

SUPPLEMENTAL APPENDIX B

IN CAMERA

[FILED UNDER SEAL]

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 **May 5, 2009**, I served the following documents described as:

- THIRD PARTY ENTEK INTERNATIONAL LLC'S MEMORANDUM IN SUPPORT OF SUPPLEMENTAL MOTION FOR *IN CAMERA* TREATMENT OF DOCUMENTS PREVIOUSLY DESIGNATED AS CONFIDENTIAL PURSUANT TO 16 C.F.R § 3.45(b)
- DECLARATION OF DAN WEERTS IN SUPPORT OF ENTEK INTERNATIONAL LLC'S SUPPLEMENTAL MOTION FOR *IN CAMERA* TREATMENT OF DOCUMENTS PREVIOUSLY DESIGNATED AS CONFIDENTIAL PURSUANT TO 16 C.F.R. § 3.45(b) [**PUBLIC VERSION**]
- DECLARATION OF DAN WEERTS IN SUPPORT OF ENTEK INTERNATIONAL LLC'S SUPPLEMENTAL MOTION FOR *IN CAMERA* TREATMENT OF DOCUMENTS PREVIOUSLY DESIGNATED AS CONFIDENTIAL PURSUANT TO 16 C.F.R. § 3.45(b) [*IN CAMERA VERSION – ELECTRONIC COPY NOT DELIVERED VIA EMAIL*]
- THIRD PARTY ENTEK INTERNATIONAL LLC'S SUPPLEMENTAL MOTION FOR *IN CAMERA* TREATMENT OF DOCUMENTS PREVIOUSLY DESIGNATED AS CONFIDENTIAL PURSUANT TO 16 C.F.R. § 3.45(b)
- PROPOSED ORDER

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 May 5, 2009:

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:

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

(Original + 2 copies)

(2 copies)

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

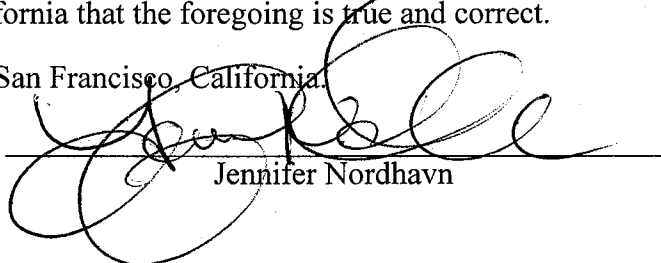
Eric D. Welsh
Parker Poe Adams & Bernstein LLP
Three Wachovia Center
401 South Tyson St., Suite 3000
Charlotte, NC 28202

(1 copy)

(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 **May 5, 2009**, at San Francisco, California



Jennifer Nordhavn