

ORIGINAL



UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION

In the Matter of)
)
)
Polypore International, Inc.)
a corporation)
)

Docket No. 9327

PUBLIC DOCUMENT

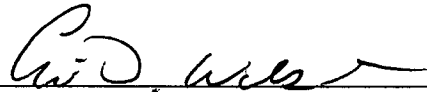
**RESPONDENT'S CROSS-MOTION TO COMPEL THE MOORE COMPANY TO
PRODUCE DOCUMENTS REQUESTED BY SUBPOENA DUCES TECUM**

Respondent Polypore International, Inc. ("Polypore") respectfully submits this Cross-Motion to Compel The Moore Company To Produce Documents Requested by Subpoena *Duces Tecum* in accordance with Commission Rule § 3.38(a)(2). This motion is based on the grounds set forth in the Polypore's Memorandum in Opposition to the Moore Company's Motion to Limit Subpoena *Duces Tecum* and for Cost Reimbursement and in Response to The Moore Company's Motion for In Camera Treatment of Material and in Support of Respondent's Cross-Motion to Compel The Moore Company to Produce Documents Requested by Subpoena *Duces Tecum* filed contemporaneously herewith.

Respondent seeks the immediate production of documents and electronic data responsive to its subpoena *duces tecum*. Counsel for Respondent has conferred with counsel for The Moore Company in a good faith effort to reach a resolution on The Moore Company's compliance with Respondent's subpoena. Respondent and The Moore Company have been unable to resolve the dispute and Respondent therefore respectfully petitions this Court for an Order requiring immediate compliance.

Dated: January 8, 2009

Respectfully Submitted,



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STATEMENT PURSUANT TO 16 C.F.R. § 3.22(f)

I, Eric D. Welsh, Esq., on behalf of Parker Poe Adams & Bernstein LLP (“Parker Poe”) as counsel for Polypore International, Inc. (“Polypore”), hereby represent that Parker Poe has conferred with counsel for The Moore Company in an effort in good faith to resolve by agreement the issues raised by The Moore Company’s Motion to Limit Subpoena *Duces Tecum* and for Cost Reimbursement and Polypore’s Cross-Motion to Compel The Moore Company to Produce Documents Requested by Subpoena *Duces Tecum* and have been unable to reach such an agreement.

Parker Poe and counsel for The Moore Company discussed these issues in correspondence on November 26, 2008, December 10, 2008, December 12, 2008, December 15, 2008 and December 16, 2008. Additionally, Parker Poe met with counsel for The Moore Company by conference call, including on November 17, 2008 and November 25, 2008, to further discuss these issues. During this call, I was present for Parker Poe and Michael J. Connolly, Esq. and/or Betsy Myers, Esq. were present for The Moore Company.

As a result of these discussions it was concluded that Polypore and The Moore Company were at an impasse with respect to the issues raised in their respective motions.

Dated: January 8, 2009

Respectfully Submitted,



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CERTIFICATE OF SERVICE

I hereby certify that on January 8, 2009, I caused to be filed via hand delivery and electronic mail delivery an original and two copies of the foregoing *Respondent's Cross-Motion to Compel The Moore Company To Produce Documents Requested by Subpoena Duces Tecum*, and that the electronic copy is a true and correct copy of the paper original and that a paper copy with an original signature is being filed with:

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

I hereby certify that on January 8, 2009, I caused to be served one copy via electronic mail delivery and two copies via overnight mail delivery of the foregoing *Respondent's Cross-Motion to Compel The Moore Company To Produce Documents Requested by Subpoena Duces Tecum* upon:

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

I hereby certify that on January 8, 2009, I caused to be served via first-class mail delivery and electronic mail delivery a copy of the foregoing *Respondent's Cross-Motion to Compel The Moore Company To Produce Documents Requested by Subpoena Duces Tecum* upon:

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