

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
MOTION TO QUASH THE SUBPOENAS AD TESTIFICANDUM
ISSUED TO GRAEME FRASER-BELL AND ROBERT KEITH
PURSUANT TO 16 C.F.R § 3.34(c)**

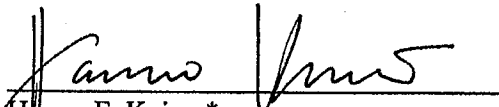
Pursuant to 16 C.F.R. §3.34(c), third party ENTEK International LLC (“ENTEK”) moves for an Order quashing the subpoenas *ad testificandum* issued to Graeme Fraser-Bell and Robert Keith (“Fraser-Bell Subpoena” and “Keith Subpoena” respectively) and served on ENTEK by Polypore International, Inc. (“Polypore”) on December 30, 2008. The Fraser-Bell Subpoena is invalid because of defective process and defective service. The Keith Subpoena, issued to ENTEK’s President and Chief Executive Officer, must be quashed because it is overbroad, unduly burdensome and seeks duplicative testimony from the highest ranking ENTEK officer who has no unique knowledge of the facts and circumstances relevant to this case. The information sought from both Mr. Fraser-Bell and Mr. Keith is obtainable from other sources that are more convenient, less burdensome and less expensive.

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

Dated: January 9, 2009

Respectfully submitted,

By  /MJS
Darius Ogloza

By 
Hanno F. Kaiser*

LATHAM & WATKINS LLP
505 Montgomery Street, Suite 2000
San Francisco, California 94111-6538
Telephone: +1.415.391.0600
Facsimile: +1.415.395.8095
hanno.kaiser@lw.com
darius.ogloza@lw.com
* Admitted in New York only. Not admitted in
California.

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

CERTIFICATE OF SERVICE

ORIGINAL

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 **January 9, 2009**, I served the following documents described as:

- THIRD PARTY ENTEK INTERNATIONAL LLC'S MOTION TO QUASH THE SUBPOENAS AD TESTIFICANDUM ISSUED TO GRAEME FRASER-BELL AND ROBERT KEITH PURSUANT TO 16 C.F.R § 3.34(c)
- THIRD PARTY ENTEK INTERNATIONAL LLC'S MEMORANDUM IN SUPPORT OF MOTION TO QUASH THE SUBPOENAS AD TESTIFICANDUM ISSUED TO GRAEME FRASER-BELL AND ROBERT KEITH PURSUANT TO 16 C.F.R § 3.34(c)
- DECLARATION OF JOEL KUNTZ IN SUPPORT OF ENTEK INTERNATIONAL LLC'S MOTION TO QUASH THE SUBPOENAS AD TESTIFICANDUM ISSUED TO GRAEME FRASER-BELL AND ROBERT KEITH PURSUANT TO 16 C.F.R § 3.34(c)
- DECLARATION OF GRAEME FRASER-BELL IN SUPPORT OF ENTEK INTERNATIONAL LLC'S MOTION TO QUASH THE SUBPOENAS AD TESTIFICANDUM ISSUED TO GRAEME FRASER-BELL AND ROBERT KEITH PURSUANT TO 16 C.F.R § 3.34(c)
- DECLARATION OF HANNO F. KAISER IN SUPPORT OF ENTEK INTERNATIONAL LLC'S MOTION TO QUASH THE SUBPOENAS AD TESTIFICANDUM ISSUED TO GRAEME FRASER-BELL AND ROBERT KEITH PURSUANT TO 16 C.F.R § 3.34(c)
- 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 January 9, 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

BY ELECTRONIC MAIL

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 U.S. MAIL

I am familiar with the office practice of Latham & Watkins LLP for collecting and processing documents for mailing with the United States Postal Service. Under that practice, documents are deposited with the Latham & Watkins LLP personnel responsible for depositing documents with the United States Postal Service; such documents are delivered to the United States Postal Service on that same day in the ordinary course of business, with postage thereon fully prepaid. 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 mailing with the United States Postal Service:

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

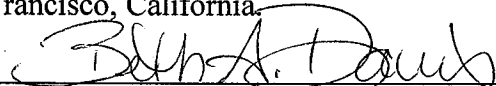
J. Steven Dahm, Esq.
Federal Trade Commission
600 Pennsylvania Avenue, NW
Washington, DC 20580

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

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 **January 9, 2009**, at San Francisco, California.



Beth A. Davis