

ORIGINAL

UNITED STATES OF AMERICA  
BEFORE THE FEDERAL TRADE COMMISSION



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

Docket No. 9327

PUBLIC DOCUMENT

**AMENDMENT TO RESPONDENT'S STATUS REPORT ON RESPONDENT'S  
MOTIONS TO COMPEL EXIDE TECHNOLOGIES AND ENTEK INTERNATIONAL,  
LLC PURSUANT TO SUBPOENAS DUCES TECUM**

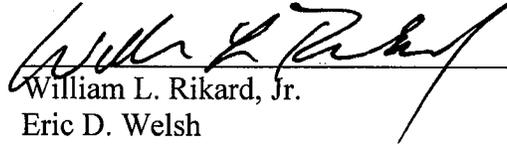
Respondent hereby files an amendment to its report on the status of the production of documents by Exide Technologies ("Exide") and ENTEK International, LLC ("ENTEK") and the pending motions to compel filed by Respondent with respect to such subpoenas ("Status Report").

Footnote 1 in Respondent's Status Report states that "Respondent has yet to receive any documents from EnerSys pursuant to the subpoena." An amendment is required to correct this statement. On Monday, February 2, 2009, a disk from EnerSys' counsel, which contained approximately 30,000 pages of responsive documents, was received in Respondent's counsel's office. This disk was the first production of documents by EnerSys pursuant to Respondent's subpoena *duces tecum*. EnerSys' February 2, 2009 production was inadvertently overlooked by Respondent's counsel. Respondent's counsel was unaware of EnerSys' partial production at the time its Status Report was filed on February 3, 2009. Respondent's counsel has not had the opportunity to review the documents included in EnerSys' February 2, 2009 production.

On Wednesday, February 04, 2009, EnerSys' counsel advised Respondent's counsel that additional documents sought by Respondent's subpoena *duces tecum* would be delivered to Respondent's counsel on Thursday, February 5, 2009. The extent or timing of additional document productions by EnerSys, if any, is unclear at this time.

Dated: February 4, 2009

Respectfully Submitted,



William L. Rikard, Jr.

Eric D. Welsh

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*Attorneys for Respondent*

**CERTIFICATE OF SERVICE**

I hereby certify that on February 5, 2009, I caused to be filed via hand delivery and electronic mail delivery an original and two copies of the foregoing *Amendment to Respondent's Status Report on Motions to Compel Exide Technologies and ENTEK International, LLC*, 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](mailto:secretary@ftc.gov)

I hereby certify that on February 4, 2009, I caused to be served one copy via electronic mail delivery and two copies via overnight mail delivery of the foregoing *Amendment to Respondent's Status Report on Motions to Compel Exide Technologies and ENTEK International, LLC* upon:

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

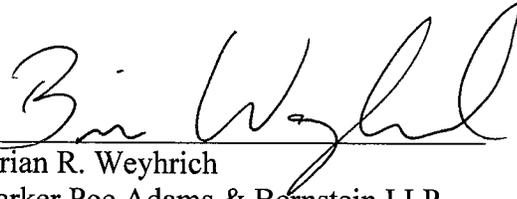
I hereby certify that on February 4, 2009, I caused to be served via first-class mail delivery and electronic mail delivery a copy of the foregoing *Amendment to Respondent's Status Report on Motions to Compel Exide Technologies and ENTEK International, LLC* upon:

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A handwritten signature in black ink, appearing to read "Brian Weyhrich", written over a horizontal line.

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