

ORIGINAL

UNITED STATES OF AMERICA  
FEDERAL TRADE COMMISSION  
OFFICE OF ADMINISTRATIVE LAW JUDGES



In the Matter of )  
)  
)

POLYPORE INTERNATIONAL, INC., )  
Respondent. )  
)  
)

Docket No. 9327

**MODIFICATION OF ORDER GRANTING  
JOINT MOTION TO REVISE THE SCHEDULING ORDER**

By Order dated April 8, 2009, the parties' joint motion to modify the Scheduling Order to obtain an extension of time for the filing of *in camera* motions for designated non-party witness deposition transcripts was granted. The April 8, 2009 Order stated:

The parties have provided a reasonable basis for allowing non-parties to defer filing motions for *in camera* treatment for designated non-party witness transcripts until after the parties have determined whether to call such individuals to testify at trial or to offer such transcripts into evidence. The parties shall provide 10 days advance notice to non-parties prior to seeking to introduce such non-party's designated deposition testimony into evidence.

That provision of the April 8, 2009 Order is hereby modified with following additional directives: Non-parties shall then have five days from the date the notice is received to file motions for *in camera* treatment for such designated deposition testimony. Any oppositions to such motions shall be filed within three business days. In the event that any non-party does not have sufficient time to file a motion for *in camera* treatment prior to the offering of evidence into trial, provisional *in camera* treatment may be granted pursuant to 16 C.F.R. § 3.45(g). Within twenty days of such a provisional grant of *in camera* status, the party offering the evidence or an interested non-party must present a motion to the Administrative Law Judge for a final ruling on whether *in camera* treatment of the material is appropriate pursuant to § 3.45(b). If no such motion is filed, the Administrative Law Judge may either exclude the evidence, deny *in camera* status, or take such other action as is appropriate. 16 C.F.R. § 3.45(g).

ORDERED:

  
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D. Michael Chappell  
Administrative Law Judge

Dated: April 14, 2009