

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



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**In the Matter of**

**Tronox Limited**  
a corporation,

**National Industrialization Company**  
(TASNEE)  
a corporation,

**Docket No. 9377**

**The National Titanium Dioxide**  
**Company Limited (Cristal)**  
a corporation,

**And**

**Cristal USA Inc.**  
a corporation.

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**RESPONDENTS NATIONAL INDUSTRIALIZATION COMPANY, THE NATIONAL  
TITANIUM DIOXIDE COMPANY LIMITED, AND CRISTAL USA INC.'S  
SUPPLEMENTAL MOTION FOR *IN CAMERA* TREATMENT OF TRIAL EXHIBITS**

National Industrialization Company (TASNEE), the National Titanium Dioxide Company Limited, and Cristal USA Inc. (collectively, “Cristal”) respectfully request that this Court grant *in camera* treatment pursuant to 16 C.F.R. § 3.45(b) to certain proposed trial exhibits that were not included in Cristal’s initial motion for *in camera* treatment and its first supplemental motion for *in camera* treatment.

The legal standard and confidentiality categories described in Cristal’s initial May 1, 2018 motion for *in camera* treatment apply equally here. The Court granted that motion in its entirety without objection from Complaint Counsel. *See* Order on Respondent Cristal’s Motion for *In Camera* Treatment, May 15, 2018 (“May 15 Order”). The Court also granted Cristal’s first supplemental motion for *in camera* treatment after Cristal agreed with Complaint Counsel to a

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partial redaction of one document. See Order on Respondent Cristal’s Supplemental Motion for *In Camera* Treatment, May 30, 2018 (“May 30 Order”). Accordingly, Cristal incorporates by reference its initial motion and supporting declaration.

Cristal is filing this supplemental motion to request *in camera* treatment of four exhibits—all created within the last three years—that were inadvertently excluded from Cristal’s initial motion and first supplemental motion. PX2121 contains information related to Cristal’s confidential business plans with respect to its Jazan slagger facility, inventory figures for the slagger, and Cristal’s confidential capital expenditure plans for another Cristal manufacturing facility, among other sensitive information, the disclosure of which would “likely result in a clearly defined, serious injury” to Cristal. 16 C.F.R. § 3.45(b). Likewise, the disclosure of the remaining three exhibits would also likely result in a clearly defined, serious injury to Cristal, as PX2137 and PX2244 reflect Cristal’s internal consideration of strategic transactions, and constitute competitively sensitive business plans, and PX2199 contains specific recommendations and proprietary technical analysis regarding Cristal’s Jazan slagger facility. The table below states the relevant exhibits, the reasons why *in camera* treatment is appropriate for each exhibit, and the time period for which such treatment is requested.

<b>Exhibit Number</b>	<b>Category of Confidential Information</b>	<b>Duration of In Camera Treatment</b>
PX2121	Confidential Financial Information and Forecasts; Business Plans and Competitive Strategy	5 years
PX2137	Business Plans and Competitive Strategy	5 years
PX2199	Business Plans and Competitive Strategy; Proprietary Technical Information	10 years
PX2244	Business Plans and Competitive Strategy	5 years

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Cristal respectfully moves that its second supplemental motion for *in camera* treatment be granted.

Dated: June 5, 2018

Respectfully submitted,

/s/ Katherine E. Clemons

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a corporation,

**And**

**Cristal USA Inc.**  
a corporation.

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**[PROPOSED] ORDER**

Upon consideration of National Industrialization Company (TASNEE), the National Titanium Dioxide Company Limited, and Cristal USA Inc.'s Supplemental Motion For *In Camera* Treatment Of Trial Exhibits, it is HEREBY ORDERED that *in camera* treatment is granted: (1) for a period of five years regarding PX2121, PX2137, and PX2244; and (2) for a period of ten years regarding PX2199.

ORDERED:

\_\_\_\_\_  
D. Michael Chappell  
Chief Administrative Law Judge

Date:

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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 5th of June 2018, I filed the foregoing document electronically with:

Office of the Secretary  
Federal Trade Commission  
600 Pennsylvania Avenue, N.W.,  
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I also hereby certify that I caused a true and correct copy of the foregoing Supplemental Motion for In Camera Treatment of Trial Exhibits to be served upon the following via electronic mail.

/s/ Katherine E. Clemons  
Katherine E. Clemons

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*Counsel for Respondent Tronox Limited*

Notice of Electronic Service

**I hereby certify that on June 05, 2018, I filed an electronic copy of the foregoing Cristal Respondents Second Supplemental Motion for In Camera Treatment, with:**

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**I hereby certify that on June 05, 2018, I served via E-Service an electronic copy of the foregoing Cristal Respondents Second Supplemental Motion for In Camera Treatment, upon:**

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**I hereby certify that on June 05, 2018, I served via other means, as provided in 4.4(b) of the foregoing Cristal Respondents Second Supplemental Motion for In Camera Treatment, upon:**

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