

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



ORIGINAL

In the Matter of

Tronox Limited,
a corporation,

National Industrialization Company
(TASNEE)
a corporation,

National Titanium Dioxide Company
Limited (Cristal)
a corporation, and

Cristal USA Inc.
a corporation,

Respondents.

DOCKET NO. 9377

ORDER ON NON-PARTY BILLIONS' MOTION TO QUASH

Non-party Billions America Corporation ("Billions") filed a motion to quash or limit the subpoena *ad testificandum* served upon it by Respondent Tronox Limited ("trial subpoena") on May 24, 2018, and a supplemental letter on June 1, 2018 (collectively, "Motion"). In its Motion, Billions states that the sole employee of Billions, Megan O'Malley Noe, has little or no personal knowledge relevant to these proceedings, and, for reasons stated in the Motion, is unable to attend this adjudicative hearing.

On June 4, 2018, Respondent responded to the Motion, stating that, in light of Ms. Noe's stated unavailability, Respondent will withdraw its trial subpoena without prejudice to serving additional subpoenas on Ms. Noe and/or Lomon Billions in future proceedings. Respondent requests that, in lieu of Ms. Noe's in-person testimony, Respondent be permitted to play video-taped deposition testimony from Ms. Noe at trial.

Based Respondent's withdrawal of its trial subpoena, Billions' Motion is DENIED AS MOOT. This Order is without prejudice to Respondent's right to serve additional subpoenas on Ms. Noe and/or Lomon Billions in future proceedings.

ORDERED:



D. Michael Chappell
Chief Administrative Law Judge

Date: June 13, 2018