

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

FEDERAL TRADE COMMISSION,:

Petitioner, :

v. :

Misc. Action No. 09-564 (JMF)

BOEHRINGER INGELHEIM
PHARMACEUTICALS, INC., :

Defendant. :

ORDER

In accordance with the accompanying Memorandum Opinion, it is, therefore, hereby, **ORDERED** that Boehringer Ingelheim Pharmaceuticals, Inc. (“BIPI”) and the Federal Trade Commission (“FTC”) meet and confer to determine the appropriate method of searching the backup tapes for the period between February and August, 2008. It is also, hereby,

ORDERED that, at the conclusion of the above-mentioned search, BIPI turn over all responsive documents found on the backup tapes that are not subject to a genuine claim of privilege. If there remains any dispute regarding issues of privilege as to any documents, those documents may be submitted to me for *in camera* review.

SO ORDERED.

JOHN M. FACCIOLA
UNITED STATES MAGISTRATE JUDGE