

UNITED STATES OF AMERICA  
BEFORE THE FEDERAL TRADE COMMISSION

COMMISSIONERS: Joseph J. Simons, Chairman  
Noah Joshua Phillips  
Rohit Chopra  
Rebecca Kelly Slaughter  
Christine S. Wilson



**In the Matter of**

**RAG-Stiftung,**  
**Evonik Industries AG,**  
**Evonik Corporation,**  
**Evonik International Holding B.V.,**  
**One Equity Partners Secondary Fund,**  
**L.P.,**  
**One Equity Partners V, L.P.,**  
**Lexington Capital Partners VII (AIV I),**  
**L.P.,**  
**PeroxyChem Holding Company LLC,**  
**PeroxyChem Holdings, L.P.,**  
**PeroxyChem Holdings LLC,**  
**PeroxyChem LLC**  
**and**  
**PeroxyChem Cooperatief U.A.**

Docket No. 9384

**COMPLAINT COUNSEL’S RESPONSE TO RESPONDENTS’ MOTION TO  
WITHDRAW THE MATTER FROM ADJUDICATION**

Pursuant to Rule 3.26 of the Federal Trade Commission’s Rules of Practice for Adjudicative Proceedings, Complaint Counsel does not object to Respondents’ motion to withdraw the above-captioned matter from adjudication under Rule 3.26(c).

Complaint Counsel does not respond to Respondents’ request that the Commission “exercise its discretion to dismiss the proceedings,” Mot. to Withdraw at 6, as Respondents have not filed a motion to dismiss the administrative complaint under Rule 3.26(d). If and when Respondents file a motion to dismiss under Rule 3.26(d), Complaint Counsel will respond with its position at that time.

Date: February 11, 2020

/s/ James Rhilinger  
James Rhilinger  
Amy Dobrzynski  
Daniel Matheson  
Dominic Vote  
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Bureau of Competition  
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*Counsel Supporting the Complaint*

**CERTIFICATE OF SERVICE**

I hereby certify that on February 11, 2020, I filed the foregoing document electronically using the FTC's E-Filing System, which will send notification of such filing to:

April Tabor  
Acting Secretary  
Federal Trade Commission  
600 Pennsylvania Ave., NW, Rm. H-113  
Washington, DC 20580  
[ElectronicFilings@ftc.gov](mailto:ElectronicFilings@ftc.gov)

The Honorable D. Michael Chappell  
Administrative Law Judge  
Federal Trade Commission  
600 Pennsylvania Ave., NW, Rm. H-110  
Washington, DC 20580

I also certify that I caused the foregoing document to be served via email to:

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*Counsel for Defendants RAG-Stiftung, Evonik Industries AG, Evonik Corporation, and Evonik International Holding B.V.*

*Counsel for Defendants One Equity Partners Secondary Fund, L.P., One Equity Partners V, L.P., Lexington Capital Partners VII (AIV I), L.P., PeroxyChem Holding Company LLC, PeroxyChem Holdings, L.P., PeroxyChem Holdings LLC, PeroxyChem LLC, and PeroxyChem Cooperatief U.A.*

**CERTIFICATE FOR ELECTRONIC FILING**

I certify that the electronic copy sent to the Secretary of the Commission is a true and correct copy of the paper original and that I possess a paper original of the signed document that is available for review by the parties and the adjudicator.

February 11, 2020

By: /s/ Daniel J. Matheson  
Daniel J. Matheson