IN THE UNITED STATES DISTRICT COURT

| FOR THE EASTERN DISTRICT OF VIRGINIA | | | IT. | | L | E | |
|--------------------------------------|-------------|-----------------------|------|----------|-------|----------|-----|
| FEDERAL TRADE CO | |))) | CL | ERK, U.S | 20: | IICT COL | JRT |
| | Petitioner, |) | L | RICH | HMOND |), VA | · |
| v. | |) Misc. No. 3:14-mc-0 | 0000 | 5-REP | | | |
| INDIVIOR, INC., | |)) | | | | | |
| | Respondent. |)) | | | | | |

AGREED ORDER FOR DISMISSAL

WHEREAS Respondent Indivior, Inc., produced to Petitioner, the Federal Trade Commission, approximately 3,200 records identified by the Special Master as not privileged, applying the law of privilege as identified in this Court's Order dated March 10, 2015 (Dkt. 42), pursuant to this Court's Order dated August 1, 2016 (Dkt. 105);

WHEREAS the Federal Trade Commission and Indivior have jointly consented to an agreed order providing for the additional production of approximately 15,000 documents in whole and 3,500 records in redacted form by Indivior to the Federal Trade Commission and the Court entered this agreed order on March 10, 2017;

WHEREAS the Federal Trade Commission agrees that, upon consideration of the Court's orders to date and these productions by Indivior, there is no further need for any review by the Special Master or this Court of its claim that Indivior has waived any of its privileges through production of an insufficient privilege log; WHEREAS the Federal Trade Commission agrees that there is no further need for any review by the Special Master of any of the remaining documents at issue;

WHEREAS the Federal Trade Commission agrees not to make any additional document requests from Indivior in the course of this investigation, except that the Commission may make targeted requests for specific documents or information based on its review of the documents produced by Indivior, and except that nothing in this provision limits the Commission from seeking discovery in the event it commences a law enforcement action or issues an administrative complaint against Indivior;

WHEREAS Indivior agrees that it will not seek to appeal from any of this Court's decisions or orders in this matter, including this one; and

WHEREAS Indivior agrees that it will remain responsible for paying the full costs of the fees and expenses incurred by the Special Master in the course of performing duties directed by this Court, as initially allocated in this Court's Order of Appointment of Special Master dated March 23, 2015, at paragraph 11 (Dkt. 48 at 4-5);

(The remainder of this page intentionally left blank.)

NOW, THEREFORE, it is **ORDERED** that this matter be and is voluntarily dismissed with prejudice per this stipulation of the parties. Fed. R. Civ. P. 41(a). The parties are to bear their own attorneys' fees and litigation costs, *except* as this Order provides for those fees and expenses incurred by the Special Master.

The Clerk is directed to send a copy of this Order to counsel of record and the Special Master.

It is so **ORDERED**.

he Hon Robert E. Payne

The Hon. Robert E. Payne

Senior United States District Judge

Richmond, Virginia

Date: March 20, 2017

We ask for this:

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DANA J. BOENTE

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We agree:

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