

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

FEDERAL TRADE COMMISSION,	§	
	§	
Petitioner,	§	
VS.	§	MISC. ACTION NO. H-11-399
	§	
STAR PIPE PRODUCTS LTD,	§	
	§	
Respondent.	§	

**ORDER TO SHOW CAUSE WHY  
RESPONDENT STAR PIPE PRODUCTS, LTD.  
SHOULD NOT COMPLY WITH FEDERAL TRADE COMMISSION  
CIVIL INVESTIGATIVE DEMAND**

Pursuant to the authority conferred by Sections 9 and 16 of the Federal Trade Commission Act, 15 U.S.C. §§ 49, 56, Petitioner, the Federal Trade Commission, has invoked the aid of this Court, pursuant to Fed. R. Civ. P. 81(a)(5), for an order requiring Respondent Star Pipe Products, Ltd., to comply in full with the June 23, 2011, subpoena *duces tecum* issued to it in aid of a law enforcement investigation being conducted by the Commission (FTC File Nos. 111-0033, 111-0034).

The Court has considered the Commission's Petition for an Order to Enforce A Subpoena *Duces Tecum* and the papers filed in support thereof; and it appears to the Court that Petitioner has shown good cause for the entry of this Order. It is by this Court hereby

ORDERED that Respondent Star Pipe Products, Ltd., appear at 9:00 a.m. on the 1<sup>st</sup> day of November, 2011, in Courtroom No. 11-A of the United States Courthouse for the Southern District of Texas, 515 Rusk Avenue, Houston, Texas, 77002, and show cause, if any there be, why this Court should not grant said Petition and enter an Order enforcing the subpoena *duces tecum* issued to the Respondent and directing it to produce, within ten days of the date of the

Order, all responsive documents and information in compliance with the subpoena *duces tecum*. Unless the Court determines otherwise, notwithstanding the filing or pendency of any procedural or other motions, all issues raised by the Petition and supporting papers, and any opposition to the Petition, will be considered at the hearing on the Petition, and the allegations of said Petition shall be deemed admitted unless controverted by a specific factual showing.

IT IS FURTHER ORDERED that, if Respondent believes it necessary for the Court to hear live testimony, it must file an affidavit reflecting such testimony (or if a proposed witness is not available to provide such an affidavit, a specific description of the witness's proposed testimony) and explain why Respondent believes live testimony is required.

IT IS FURTHER ORDERED that, if Respondent intends to file pleadings, affidavits, exhibits, motions or other papers in opposition to said Petition or to the entry of the Order requested therein, such papers must be filed with the Court and received by Petitioner's counsel by 5:00 p.m. on October 7, 2011. Such submission shall include, in the case of any affidavits or exhibits not previously submitted, or objections not previously made to the Federal Trade Commission, an explanation as to why such objections were not made or such papers or information not submitted to the Commission. Any reply by Petitioner shall be filed with the Court and received by Respondent by 5:00 p.m. on October 17, 2011.

IT IS FURTHER ORDERED, pursuant to Fed. R. Civ. P. 26(a)(1)(B)(v) and 81(a)(5), that this is a summary proceeding and that no party shall be entitled to discovery without further order of the Court upon a specific showing of need; and that the dates for a hearing and the filing of papers established by this Order shall not be altered without prior order of the Court upon good cause shown; and

IT IS FURTHER ORDERED, pursuant to Fed. R. Civ. P. 81(a)(5), that a certified copy of this Order and copies of said Petition and Memorandum in support thereof filed herein, be served forthwith by Petitioner upon Respondent or its counsel by personal service, or by certified or registered mail with return receipt requested, or by overnight express delivery service.

It is so Ordered.

SIGNED at Houston, Texas this 15<sup>th</sup> day of September, 2011.

A handwritten signature in black ink, appearing to read "Kenneth M. Hoyt", with a stylized flourish at the end.

Kenneth M. Hoyt  
United States District Judge