

**UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION
OFFICE OF ADMINISTRATIVE LAW JUDGES**

In the matter of

H&R BLOCK INC.,
a corporation,

HRB DIGITAL LLC,
a limited liability company, and

HRB TAX GROUP, INC.,
a corporation.

**DOCKET NO. 9427
PUBLIC**

**RESPONDENTS' RESPONSE TO COMPLAINT COUNSEL'S MOTION FOR *IN*
CAMERA TREATMENT OF CONSUMERS' SENSITIVE PERSONAL AND
FINANCIAL INFORMATION**

Respondents do not object to the *in camera* treatment of consumers' sensitive personal and financial information at the upcoming trial of this matter. Respondents file this response to Complaint Counsel's Motion solely to point out that:

(1) Respondents will not be using RX0086 – 0089, RX0091 – 0101 or RX0108 and withdraws those exhibits from their exhibit list. Those RX exhibits were put on Respondents' trial exhibit list, which was exchanged simultaneously with Complaint Counsel's exhibit list, solely for impeachment reasons.

(2) Complaint Counsel has already conceded that PX789 – PX800, the only remaining exhibits for which they seek *in camera* treatment, are inadmissible in their current form. The parties held a meet and confer on October 3, 2024, in which Complaint Counsel agreed that prior rulings of this Court clearly hold that complaint data that is not directly related

to the express claims brought by the FTC against a respondent are irrelevant and inadmissible. PX789 – PX800 are replete with irrelevant and inadmissible complaints. Complaint Counsel has agreed to revise these exhibits to only include relevant complaints and to provide amended exhibits PX789 – PX800 to Respondents.

In sum, Respondents have no objection to amended PX789 – PX800 being given *in camera* treatment at the upcoming trial of this action but reserve their right to raise other objections to the admissibility of those yet unseen amended exhibits.

Dated: October 8, 2024

Respectfully submitted,

By: /s/ Erin Sindberg Porter

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CERTIFICATE OF SERVICE

I hereby certify that on October 8, 2024, I caused the foregoing document to be served electronically using the FTC's e-Filing system, which will send notification of such filing to:

April Tabor
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Federal Trade Commission
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The Honorable Jay L. Himes
Administrative Law Judge
600 Pennsylvania Ave., NW
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Washington, DC 20580

I further certify that on October 8, 2024, I caused the foregoing document to be served via email to:

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Counsel Supporting the Complaint

Dated: October 8, 2024

Respectfully submitted,

By: /s/ Erin Sindberg Porter
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