

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

In the Matter of

Intercontinental Exchange, Inc.,
a corporation;

and

Black Knight, Inc.,
a corporation.

Docket No. 9413

**THIRD UNOPPOSED MOTION OF RESPONDENT INTERCONTINENTAL
EXCHANGE, INC.'S FOR EXTENSION OF TIME TO RESPOND TO NON-PARTY
CALYX TECHNOLOGY, INC.'S MOTION TO QUASH OR LIMIT SUBPOENA**

Respondent Intercontinental Exchange, Inc., hereby moves pursuant to 16 C.F.R. § 3.22(d) (“Rule 3.22(d)”) for an eleven-day extension of time to May 15, 2023, to respond to non-party Calyx Technology, Inc.’s, (“Calyx”) Motion to Quash or Limit Subpoena (“Motion”) filed and served on April 5, 2023. Calyx does not oppose the relief requested in this motion. In support of its motion, Intercontinental Exchange, Inc. states:

1. Intercontinental Exchange, Inc. issued Calyx a subpoena for production of documentary materials on March 29, 2023, pursuant to 16 C.F.R. § 3.34(b). The date of compliance for the subpoena was April 10, 2023.
2. Calyx filed and served its Motion on April 5, 2023.
3. Pursuant to Rule 3.22(d), the deadline for Intercontinental Exchange, Inc. to respond to Calyx’s Motion was April 14, 2023, ten days after service of the Motion.
4. Intercontinental Exchange, Inc. requested and was granted a second extension of ten days to respond to Calyx’s Motion. The deadline to respond is May 4, 2023.

5. Intercontinental Exchange, Inc. and Calyx's discussions as to the scope and timing of Calyx's production are productive and ongoing.

6. Accordingly, Intercontinental Exchange, Inc. requests an eleven-day extension of time to May 15, 2023 to respond to Calyx's Motion.

7. The short extension sought will not unduly delay these proceedings or prejudice the Parties and is likely to conserve judicial resources by allowing Intercontinental Exchange, Inc. and Calyx to resolve certain issues without judicial assistance.

8. Intercontinental Exchange, Inc. and Calyx have conferred regarding this motion and Calyx does not oppose the relief requested.

WHEREFORE, for good cause shown, Intercontinental Exchange, Inc.'s respectfully requests that Your Honor grant the requested relief and extend to May 15, 2023, Intercontinental Exchange, Inc.'s deadline to respond to the Motion, pursuant to 16 C.F.R. § 4.3(b).

* * *

Dated: May 4, 2023

Respectfully submitted,

/s/ John. C. Dodds

John C. Dodds
Zachary M. Johns
1701 Market Street
Philadelphia, PA 19103-2921
Tel: (215) 963-5000
Fax: (215) 963-5001
john.dodds@morganlewis.com
zachary.johns@morganlewis.com

J. Clayton Everett
Ryan M. Kantor
1111 Pennsylvania Avenue, NW
Washington, DC 20004-2541
Tel: (202) 739-3000
Fax: (202) 739-3001

clay.everett@morganlewis.com
ryan.kantor@morganlewis.com

Harry T. Robins
Susan Zhu
101 Park Avenue
New York, NY 10178-0060
Tel: (212) 309-6000
Fax: (212) 309-6001
harry.robins@morganlewis.com
susan.zhu@morganlewis.com

Kenneth M. Kliebard
110 North Wacker Drive
Chicago, IL 60606-1511
Tel: (312) 324-1000
Fax: (312) 324-1001
kenneth.kliebard@morganlewis.com

*Counsel for Respondent
Intercontinental Exchange, Inc.*

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**[PROPOSED] ORDER GRANTING SECOND UNOPPOSED MOTION FOR
EXTENSION OF TIME**

On May 4, 2023, Respondent Intercontinental Exchange, Inc. filed a third motion (“Intercontinental Exchange, Inc.’s Motion”) to extend the deadline for it to file a response to Non-Party Calyx Technology, Inc.’s (“Calyx”) Motion to Quash or Limit Intercontinental Exchange, Inc.’s subpoena. Intercontinental Exchange, Inc. states that Calyx and Intercontinental Exchange, Inc. are engaged in ongoing discussions as to the scope of the requested document production and that further discussions may narrow or eliminate areas of dispute. Intercontinental Exchange, Inc. further states that Calyx does not oppose the extension requested in the Motion.

Upon review and consideration of Intercontinental Exchange, Inc.’s Motion, the Motion is GRANTED. It is hereby ORDERED that Intercontinental Exchange, Inc.’s deadline to file a response to Calyx’s motion to quash or limit Intercontinental Exchange, Inc.’s subpoena is extended to May 15, 2023.

ORDERED:

D. Michael Chappell
Chief Administrative Law Judge

Date: May____, 2023

CERTIFICATE OF SERVICE

I hereby certify that on May 4, 2023, I filed the foregoing document electronically using the FTC's E-Filing System, which will send notification of such filing to:

April Tabor
Secretary
Federal Trade Commission
600 Pennsylvania Ave., NW, Rm. H-113
Washington, DC 20580
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 the following:

Daniel Aldrich
Laura Antonini
Catharine Bill
Steven Couper
Caitlin Cipicchio
Abby L. Dennis
Kurt Herrera-Heintz
Janet J. Kim
Christopher Lamar
Ashley Masters
Lauren Sillman
Neal Perlman
Nicolas Stebinger
Nina Thanawala
Taylor Weaver
Abigail Wood
Federal Trade Commission
600 Pennsylvania Avenue, NW
Washington, DC 20580

Counsel Supporting the Complaint

Sarah K. Eddy
Nelson O. Fitts
Adam L. Goodman

Jonathan M. Moses
Wachtell, Lipton, Rosen & Katz
51 West 52nd Street
New York, NY 10019

Counsel for Respondent Black Knight, Inc.

Michael L. Riddle
Emil Lippe
2911 Turtle Creek Blvd.,
Suite 1250
Dallas, TX 75219

Counsel for Calyx Technology, Inc.

By: /s/ John C. Dodds
John C. Dodds

*Counsel for Respondent Intercontinental
Exchange, Inc.*