# ORIGINAL

## UNITED STATES OF AMERICA FEDERAL TRADE COMMISSION OFFICE OF ADMINISTRATIVE LAW JUDGES



In the Matter of

Polypore International, Inc. a corporation. Docket No. 9327

#### STIPULATION FOR EXTENSION OF TIME

Polypore International, Inc. and Johnson Controls, Inc., by their undersigned counsel, hereby stipulate that the time for Johnson Controls to respond to the subpoena duces tecum issued to Johnson Controls on behalf of Polypore International, Inc., including the time within which to file any motion to limit or quash the subpoena, may be extended until Thursday, December 4, 2008.

Dated this  $\frac{194}{100}$  day of November, 2008.

Eric D. Welsh

Counsel for Polypore International, Inc. PARKER POE ADAMS & BERNSTEIN LLP Three Wachovia Center 401 S. Tryon St., Suite 3000 Charlotte, NC 28202 704-372-9000 704-334-4706 (fax)

Dated this May of November, 2008.

James T. McKeown Counsel for Johnson Controls, Inc. FOLEY & LARDNER LLP 777 E. Wisconsin Avenue Milwaukee, WI 53202 414-297-5530 414-297-4900 (fax) jmckeown@foley.com

## STATES OF AMERICA BEFORE THE FEDERAL TRADE COMMISSION

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In the Matter of

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PUBLIC DOCUMENT

## **CERTIFICATE OF SERVICE**

I am employed in the County of Milwaukee, State of Wisconsin. I am over the age of 18 years and not a party to this action. My business address is Foley & Lardner LLP, 777 E. Wisconsin Avenue, Milwaukee, WI 53202.

On November 19, 2008, I served the following documents described as:

- 1. STIPULATION FOR EXTENSION OF TIME
- 2. PROPOSED ORDER

by serving a true copy of the above-described documents in the following manner:

#### **By Electronic Mail**

The above described document was transmitted via electronic mail to the following parties on November 19, 2008:

Donald S. Clark, Secretary Office of the Secretary Federal Trade Commission secretary@ftc.gov

Robert Robertson, Esq. Federal Trade Commission rrobertson@ftc.gov

William L. Rikard, Jr. Parker Poe Adams & Bernstein LLP williamrikard@parkerpoe.com The Honorable D. Michael Chappell Administrative Law Judge Federal Trade Commission <u>oalj@ftc.gov</u>

J. Steven Dahm, Esq. Federal Trade Commission sdahm@ftc.gov

Eric D. Welsh Parker Poe Adams & Bernstein LLP ericwelsh@parkerpoe.com

#### By Overnight Mail Delivery

I am familiar with the office practice of Foley & Lardner LLP for collecting and processing documents for overnight mail delivery by overnight courier or other express service carrier. Under that practice, documents are deposited with the Foley & Lardner LLP personnel responsible for depositing documents in a post office, mailbox, subpost office, substation, mail chute, or other like facility regularly maintained for receipt of overnight mail by overnight courier or other express service carrier; such documents are delivered for overnight mail delivery by overnight courier or other express service carrier on that same day in the ordinary course of business, with delivery fees thereon fully prepaid and/or provided for. I deposited in Foley & Lardner LLP's interoffice mail sealed envelopes or packages containing the above described documents and addressed as set forth below in accordance with the office practices of Foley & Lardner LLP for collecting and processing documents for overnight mail delivery by overnight courier or other express service carrier:

Donald S. Clark, Secretary Office of the Secretary Federal Trade Commission 600 Pennsylvania Ave., N.W. Washington, DC 20580 (original and 12 copies)

The Honorable Michael Chappell Administrative Law Judge Federal Trade Commission 600 Pennsylvania Ave., NW Washington, DC 20580 (2 copies)

William L. Rikard, Jr. Parker Poe Adams & Bernstein LLP 401 S. Tryon St. Charlotte, NC 28202 (1 copy) Eric D. Welsh Parker Poe Adams & Bernstein LLP 401 S. Tryon St. Charlotte, NC 28202 (1 copy)

Steven A. Dahm Federal Trade Commission 601 New Jersey Ave., NW Washington, DC 20001 (1 copy)

Robert Robertson Federal Trade Commission 600 Pennsylvania Ave., NW Washington, DC 20580 (1 copy)

I declare under penalty of perjury under the laws of the State of Wisconsin that the foregoing is true and correct.

Executed on November 19, 2008. ciale De

# UNITED STATES OF AMERICA FEDERAL TRADE COMMISSION OFFICE OF ADMINISTRATIVE LAW JUDGES

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In the Matter of

Polypore International, Inc. a corporation. Docket No. 9327

#### PROPOSED ORDER

Based upon the Stipulation of the parties, it is hereby ordered that Johnson

Controls, Inc. may have until Thursday, December 4, 2008 to respond to the subpoena duces

tecum, including by means of a motion to limit or quash the subpoena.

Dated this \_\_\_\_\_ day of November, 2008.

D. Michael Chappell Administrative Law Judge