

ORIGINAL



UNITED STATES OF AMERICA  
BEFORE THE FEDERAL TRADE COMMISSION

\_\_\_\_\_  
In the Matter of \_\_\_\_\_  
Polypore International, Inc. \_\_\_\_\_  
a corporation. \_\_\_\_\_

Docket No. 9327

PUBLIC DOCUMENT

**STIPULATION FOR AMENDED PROTECTIVE ORDER**  
**GOVERNING DISCOVERY MATERIAL**

WHEREAS, the Honorable D. Michael Chappell entered a Protective Order  
Governing Discovery in the above-referenced action on October 23, 2008; and

WHEREAS, Respondent served a subpoena duces tecum on third-party Johnson  
Controls, Inc. ("JCI") for documents relevant to this matter; and

WHEREAS, JCI has raised a concern over Mr. Michael Shor, Special Counsel to  
Respondent, having access to certain information of JCI designated as highly confidential due to  
his past involvement in dealings between Respondent and JCI and to the highly confidential and  
competitively sensitive nature of certain of the documents and information that JCI will provide  
in this matter;

IT IS HEREBY STIPULATED AND AGREED by and between the Federal  
Trade Commission, and Respondent, Polypore International, Inc., (collectively "the Parties"), by  
their respective attorneys, that:

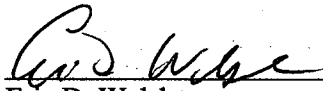
1. In order to protect the interests of JCI in the above-captioned matter  
against the improper use and disclosure of highly confidential and competitively sensitive  
information submitted or produced in connection with the above-captioned matter it is necessary

to amend the protective order to provide for an additional category of documents that will be subject to heightened protection.

2. Documents produced or submitted by JCI in connection with the above-captioned matter that are designated as "Highly Confidential Material-FTC Docket No. 9327" shall not be disclosed to Michael Shor, Polypore Special Counsel.

3. All other provisions of the Protective Order Governing Discovery Material of October 23, 2008 shall remain unaffected by this Amendment.

Dated this 9<sup>th</sup> day of January, 2009.



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 8<sup>th</sup> day of January, 2009.



J. Robert Robertson  
Steven Dahm  
Bureau of Competition  
Federal Trade Commission  
600 Pennsylvania Ave., NW  
Washington, DC 20580

UNITED STATES OF AMERICA  
BEFORE THE FEDERAL TRADE COMMISSION

_____ )	
In the Matter of )	
)	Docket No. 9327
Polypore International, Inc. )	
a corporation. )	PUBLIC DOCUMENT
_____ )	

**PROPOSED ORDER**

Based upon the Stipulation of the parties, it is ordered that the October 23, 2008 Protective Order Governing Confidential Material (the "Protective Order") be and hereby is amended as follows:

1. Documents produced or submitted by Johnson Controls, Inc. in connection with the above-captioned matter that are designated as "Highly Confidential Material-FTC Docket No. 9327" shall not be disclosed to Michael Shor, Polypore Special Counsel.
2. All other provisions of the Protective Order shall remain unaffected by this Amendment.

Dated this \_\_\_\_ day of January, 2009.

\_\_\_\_\_  
D. Michael Chappell  
Administrative Law Judge

**CERTIFICATE OF SERVICE**

I hereby certify that on January 13, 2009, I caused to be filed via hand delivery and electronic mail delivery an original and two copies of the foregoing ***Stipulation for Amended Protective Order Governing Discovery Material and Proposed Order***, and that the electronic copy is a true and correct copy of the paper original and that a paper copy with an original signature is being filed with:

Donald S. Clark, Secretary  
Office of the Secretary  
Federal Trade Commission  
600 Pennsylvania Avenue, NW, Rm. H-135  
Washington, DC 20580  
[secretary@ftc.gov](mailto:secretary@ftc.gov)

I hereby certify that on January 13, 2009, I caused to be served one copy via electronic mail delivery and two copies via overnight mail delivery of the foregoing ***Stipulation for Amended Protective Order Governing Discovery Material and Proposed Order*** upon:

The Honorable D. Michael Chappell  
Administrative Law Judge  
Federal Trade Commission  
600 Pennsylvania Avenue, NW  
Washington, DC 20580  
[oalj@ftc.gov](mailto:oalj@ftc.gov)

I hereby certify that on January 13, 2009, I caused to be served via first-class mail delivery and electronic mail delivery a copy of the foregoing ***Stipulation for Amended Protective Order Governing Discovery Material and Proposed Order*** upon:

J. Robert Robertson, Esq.  
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