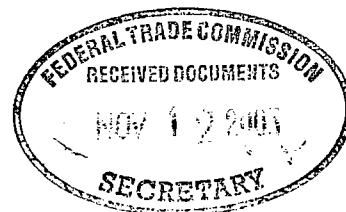


UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION



In the Matter of)
)
)

KENTUCKY HOUSEHOLD)
GOODS CARRIERS)
ASSOCIATION, INC.,)
)

a corporation.)
_____)

Docket No. 9309

COMPLAINT COUNSEL'S REVISED WITNESS LIST
AND PRELIMINARY REBUTTAL WITNESS LIST

Complaint Counsel hereby submits its Revised Witness list:

A. F. Mirus
Tariff Committee
Kentucky Household Goods Carriers Association

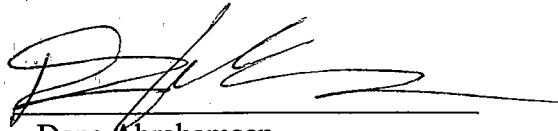
The Complaint in this matter charges Respondent with, *inter alia*, engaging in an illegal agreement on price by preparing and filing tariffs (and supplements) containing rates and charges for the intrastate transportation of household goods. Mr. Mirus will testify about Respondent's activities in preparing the tariff and members' adherence to the terms of the tariff. It should be noted, however, that the evidence that establishes that Respondent engaged in the conduct at issue in this matter is the tariffs, their supplements, and related documents. Therefore, Complaint Counsel will continue to discuss with Respondent whether it objects to the admission of the relevant documents without the use of live testimony. Should such documents be admitted into evidence, Complaint Counsel does not anticipate calling any witnesses in its case-

of live testimony.

Mr. Mirus was also listed on Respondent's Preliminary Witness List. It is Complaint Counsel's understanding that Respondent may attempt to use testimony from Mr. Mirus in furtherance of its claim that the tariffs filed by Respondent were actively supervised. Mr. Mirus was deposed by Complaint Counsel on November 18 and 19. If Respondent does not call Mr. Mirus as a witness, it is possible that Complaint Counsel would call Mr. Mirus (or offer his transcript into evidence) to rebut Respondent's evidence of active supervision.

Complaint Counsel reserves the right to supplement this information when filing its final witness list in accordance with the Scheduling Order issued in this matter.

Respectfully submitted,



Dana Abrahamsen
Counsel Supporting the Complaint
Bureau of Competition
Federal Trade Commission
Washington, D.C. 20580
(202) 326-2096
Facsimile (202) 326-3496

Dated: November 19, 2003

CERTIFICATE OF SERVICE

This is to certify that on November 19, 2003, I caused a copy of the attached Complaint
~~Counsel's Revised Witness List and Preliminary Rebuttal Witness List~~ to be served upon the
following persons by facsimile, U.S. Mail or Hand-Carried:

The Honorable D. Michael Chappell
Federal Trade Commission
600 Pennsylvania Avenue, N.W.
Washington, DC 20580

~~James C. McMahon~~
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New York, NY 10165-1544
(212) 986-6905

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Frankfort, Kentucky 40601
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Dana Abrahamsen