

ORIGINAL

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



_____ )	
In the Matter of )	
CCC HOLDINGS INC. )	
and )	Docket No. 9334
AURORA EQUITY PARTNERS III L.P., )	
Respondents. )	
_____ )	

**ORDER DENYING RESPONDENTS' MOTION FOR  
STAY OF ADMINISTRATIVE PROCEEDINGS**

**I.**

On January 2, 2009, Respondents submitted a Motion for Stay of Administrative Proceedings ("motion"). On January 5, 2009, Complaint Counsel submitted its Opposition. For the reasons set forth below, Respondents' motion is DENIED.

**II.**

The Federal Trade Commission (the "Commission") issued the Complaint in this matter on November 25, 2008. Also on November 25, 2008, the Federal Trade Commission filed a motion in the United States District Court for the District of Columbia ("District Court") seeking a preliminary injunction under Section 13(b) of the FTC Act against the proposed merger between Respondent CCC Information Services Inc. ("CCC") and Mitchell International, Inc. ("Mitchell"). Mitchell is owned principally by Respondent Aurora Equity Partners III L.P. By order entered December 17, 2008 ("December 17, 2008 order"), the District Court provided for expedited discovery and a six day evidentiary hearing, to conclude on January 23, 2009.

Respondents move for a stay of this proceeding until February 20, 2009 and argue that a brief stay in the proceedings during the pendency of the Commission's motion for a preliminary injunction is warranted because the resolution of that motion will substantially affect the outcome of these proceedings.


Complaint Counsel argues that allowing a delay in these proceedings will prejudice its rights to obtain discovery and to prepare for trial. Complaint Counsel states that it has offered to postpone taking depositions until after January 24, 2009, when the District Court hearing has

concluded, but that it cannot agree to defer the commencement of written discovery and deposition notices.

**III.**

The trial in this case is set to begin on March 31, 2009. A delay of more than six weeks in these proceedings, until February 20, 2009, would make it difficult, if not impossible, to proceed with this trial as scheduled on March 31, 2009. Accordingly, Respondents' request for a stay is DENIED. The Scheduling Order in this case will be issued today. To the extent practicable, the positions of the parties, the District Court proceeding, and the March 31, 2009 trial date will be considered.

ORDERED:

  
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D. Michael Chappell  
Administrative Law Judge

Date: January 7, 2009