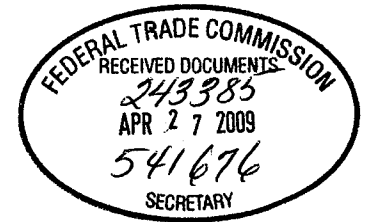


ORIGINAL



UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION

COMMISSIONERS: William E. Kovacic, Chairman
Pamela Jones Harbour
Jon Leibowitz
J. Thomas Rosch

In the Matter of)
)
)
Polypore International, Inc.,) Docket No. 9327
) Public
)
)
A corporation.)

**NON-PARTY THE MOORE COMPANY'S MOTION FOR EXTENSION OF TIME
TO SEEK *IN CAMERA* TREATMENT OF DOCUMENTS
DESIGNATED BY RESPONDENT POLYPORE INTERNATIONAL, INC.**

Non-Party The Moore Company hereby seeks a brief extension of time, up to and until May 6, 2009, to seek *in camera* treatment of documents designated by Respondent Polypore International, Inc ("Polypore") as proposed trial exhibits. In support of this motion, The Moore Company states as follows:

By letter dated March 27, 2009, Polypore informed The Moore Company that it intended to introduce evidence containing "Confidential Material" as that term is defined in the Protective Order. See Letter from Eric Welsh dated March 27, 2009, attached hereto as Exhibit A. Contrary to the requirements of the Protective Order,¹ Polypore did not specifically identify which documents or records it intended to use at trial; instead, Polypore's letter merely stated that the Confidential Material "may be in the form of documents The Moore Company has produced to Polypore's Counsel, documents The Moore Company has produced to the Federal

¹ The Protective Order states that counsel who plans to introduce into evidence at a hearing any document containing Confidential Material produced by a third party is required to provide 10 days notice to the third party for purposes of allowing that party to seek *in camera* treatment of such documents. See Protective Order, paragraph 12.

Trade Commission, documents used in depositions of The Moore Company's witnesses, and/or the deposition testimony or transcripts of The Moore Company's witnesses." Id.

By Order dated April 8, 2009, Administrative Law Judge Chappell granted Polypore and Complaint Counsel's joint motion to modify the Scheduling Order to obtain an extension of time for filing *in camera* motions for designated non-party witness deposition transcripts. On April 9, 2009, The Moore Company filed a Motion For Extension of Time to Seek *In Camera* Treatment of the documents designated by Polypore as proposed trial exhibits. By Order dated April 14, 2009, this Court granted The Moore Company's Motion For Extension of Time to Seek *In Camera* Treatment, and directed Polypore to inform The Moore Company by April 17, 2009, with specificity, which documents in intended to introduce at trial. The Moore Company was directed to file its motion for *in camera* treatment for such documents, not including affidavits, by April 24, 2009 -- one week after Polypore was required to make its specific designations.

On April 17, 2009, Polypore provided The Moore Company with "a list identifying evidence" Polypore "may introduce at the May 12, 2009 hearing" in this matter. See Letter from Eric Welsh dated April 17, 2009, attached hereto as Exhibit B. According to Polypore's letter, this list specified "The Moore Company's documents and witness testimony which Polypore intends to introduce at trial" . . . "subject to information learned during the April 23, 2009 deposition of Mr. Guy Dauwe." Id. Polypore's list identified over 160 individual Bates ranges of documents, consisting of approximately 1566 pages of evidence. The sheer volume of documents designated by Polypore rendered it impossible for The Moore Company to comply with the one-week deadline for seeking *in camera* treatment, in part due to the strict standards governing *in camera* applications and the level of detail and specificity required to support such

applications. See, e.g., In re Hoechst Marion Roussel, Inc., 2000 FTC LEXIS 138 (Sept. 19, 2000).

On April 23, 2009, Complaint counsel and counsel for Polypore deposed Guy Dauwe, the Managing Director of Amer-Sil, in Washington, D.C. At the close of Mr. Dauwe's deposition (approximately 3:00 pm), counsel for The Moore Company was informed by Polypore's counsel that it had narrowed its proposed trial designations to the following documents:

Trial Ex. No.	Description	Date	Begin Doc. No.	End Doc. No.
RX 1606	Sales Report by Country and Customer	01/01/05 - 3/12/05	AM 0026113	AM 0026116
RX 1607	Sales Report by Country and Customer	01/01/06 - 3/12/06	AM 0026117	AM 0026119
RX 1608	Sales Report by Country and Customer	01/01/07 - 3/12/07	AM 0026120	AM 0026123
RX 1609	Sales Report by Country and Customer	01/01/08 - 3/12/08	AM 0026124	AM 0026124
RX 1610	East Penn Hisory Sales	2000/2003	AM 0026468	AM 0026473
RX 1611	Summary of Order and Sales	2008	AM 0101694	AM 0101702
RX 1612	Marketing - Sales	2007	AM 0150896	AM 0150908
RX 1613	Growth at Amer-Sil	8/23/07	AM 0291731	AM 0291741
RX 1614	Amer-Sil S.A. 5-Year Strategy Plan	3/01/08	AM 0295059	AM 0295085
RX 1615	Exide Global Separator RFP: Amer-Sil Proposal	6/16/07	AM 0003789	AM 003802
RX 1616	Confirmation of Commitment and Readiness for Separator Proposal	9/21/07	AM 0197513	AM 0197513
RX 1617	Timeline for Capacity Increase	2008 -2009	AM 0297189	AM 0297192
RX 1618	Mutual Confidentiality and Non-Disclosure Agreement	Dec. 2008	AM 0297259	AM 0297264

RX 1619	Energys USA: Feedback re: Amer-Sil Separator	3/31/08	AM 0288909	AM 0288910
RX 1620	Amer-Sil Growth Plan Non-Organic Growth Opportunities	7/02/08	AM 0291633	AM 0291634
RX 1621	Price Proposal for Woven Gauntlets for US and meeting Proposal-sp	8/28/08	AM 0069915	AM 0069924
RX 1622	11 th ELBC Warsaw 23.09 - 26.09.2008	10/10/08	AM 0037744	AM 0037753
RX 1623	Email re Product Presentation	11/26/08	AM 0286572	AM 0286573
RX 1624	Meeting at Crown Battery Amer-Sil Product Presentation	12/08/08	AM 0285044	AM 0285069
RX 1625	Amer-Sil 2007 Operating Budget - TechnicaDepartment Separators - Research & Development by Project	2007	AM 0290714	AM 0290714
RX 1626	Notes / IFE Catalog 2008 Strategie & Communication	2008	AM 0026050	AM 0026053
RX 1627	Memo to Peter Moore re Meeting Minutes FTC Discussion	04/04/2008	AM 0026077	AM 0026077
RX 1628	Sales & Marketing Presentation	2008	AM 0250964	AM 0250999
RX 1629	Visit Report Energys / Kehlen	10/16/08	AM 0037251	AM 0037256

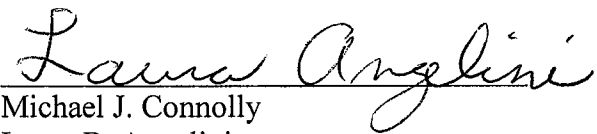
The Moore Company is in the process of preparing a motion for *in camera* treatment relating to Polypore's revised trial designations. However, because of the late notice The Moore Company was given of Polypore's trial designations, The Moore Company requires additional time to prepare its motion.

Complaint Counsel, through Benjamin Gris, Esq., does not object to the requested extension. Counsel for Polypore, through Adam Shearer, Esq., does not object to an extension of time, but has not indicated a position with respect to the May 6th proposed date.

WHEREFORE, The Moore Company respectfully requests an extension time until May 6, 2009 to file its motion for *in camera* treatment of Polypore's proposed trial designations, amended as of April 23, 2009.

Respectfully submitted,

THE MOORE COMPANY
By its attorneys,

TFH 

Michael J. Connolly
Laura B. Angelini
HINCKLEY, ALLEN & SNYDER LLP
28 State Street
Boston, Massachusetts 02109-1775
(617) 345-9000

Dated: April 24, 2009

CERTIFICATE OF SERVICE

I hereby certify that on April 24, 2009, I caused a copy of this document to be served upon the following persons via first class mail, postage pre-paid:

Eric D. Welsh, Esq. [**first-class mail and email**]
Parker Poe Adams & Bernstein LLP
Three Wachovia Center, Suite 3000
401 South Tryon Street
Charlotte, NC 28202-1935
(704) 372-9000

J. Robert Robertson, Esq. [**first-class mail and email**]
Federal Trade Commission
600 Pennsylvania Avenue, NW
Washington, D.C. 20580

Steven Dahm, Esq. [**first class mail and email**]
Federal Trade Commission
600 Pennsylvania Avenue, NW
Washington, D.C. 20580

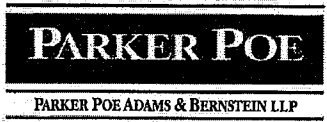
Benjamin Gris [**first class mail and email**]
Federal Trade Commission
600 Pennsylvania Avenue, NW
Washington, D.C. 20580

Administrative Law Judge D. Michael Chappell [**two by first class mail and by email**]
Federal Trade Commission
600 Pennsylvania Avenue, NW, Room H-106
Washington, DC 20580

Donald S. Clark [**original and two copies**]
Secretary of the Federal Trade Commission
600 Pennsylvania Avenue, NW, Room H-135
Washington, DC 20580

TFH Lauren Angelini

Exhibit A



Eric D. Welsh
Partner
Telephone: 704.335.9052
Direct Fax: 704.335.9755
ericwelsh@parkerpoe.com

Attorneys and Counselors at Law

Three Wachovia Center
401 South Tryon Street
Suite 3000
Charlotte, NC 28202-1942
Telephone 704.372.9000
Fax 704.334.4706
www.parkerpoe.com

March 27, 2009

VIA ELECTRONIC MAIL AND FIRST CLASS MAIL

THE MOORE COMPANY
36 Beach Street
Westerly, RI 02891

Michael J. Connolly
Laura B. Angelini
Hinckley, Allen, & Snyder LLP
28 State Street
Boston, Massachusetts 02109-1775
mconnolly@HASLAW.com
langelini@HASLAW.com

Re: In the Matter of Polypore International, Inc.
Docket No. 9327

Ladies and Gentlemen:

My firm represents Polypore International, Inc. ("Polypore") in connection with a matter pending before the Federal Trade Commission entitled In the Matter of Polypore International, Inc., Docket No. 9327 (the "Matter"). The hearing of this Matter is set to begin on May 12, 2009.

Pursuant to the terms of the Protective Order Governing Discovery Material ("Protective Order")(a copy is enclosed) and Rule 3.45(b) of the Rules of Practice for Adjudicative Proceedings before the United States Federal Trade Commission ("Rule 3.45(b)"), you are hereby notified that Polypore's Counsel intends to introduce evidence containing Confidential Material, as that term is defined in the Protective Order, at the May 12, 2009 hearing of this Matter. The Confidential Material may be in the form of documents The Moore Company has produced to Polypore's Counsel, documents The Moore Company has produced to the Federal Trade Commission, documents used in depositions of The Moore Company's witnesses, and/or the deposition testimony or transcripts of The Moore Company's witnesses.

The Confidential Material introduced into evidence at the hearing of this Matter will continue to be subject to the Protective Order, which safeguards against the use or disclosure of confidential information submitted or produced in connection with this Matter. However, please

CHARLESTON, SC
COLUMBIA, SC
MYRTLE BEACH, SC
RALEIGH, NC
SPARTANBURG, SC

March 27, 2009
Page 2

be aware that all exhibits entered into evidence become part of the public record unless *in camera* status is granted by Administrative Law Judge Chappell. Please let this letter serve as formal notice that pursuant to the terms of the Protective Order and Rule 3.45(b), you may obtain *in camera* treatment for such Confidential Material, or any portion thereof, only by appropriate motion to the Administrative Law Judge. If you have any questions regarding the foregoing, please feel free to contact me.

Sincerely yours,

Handwritten signature of Eric D. Welsh, appearing as "Eric Welsh / BJDW".

Eric D. Welsh

EDW/brw

Enclosure

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

In the Matter of

**Polypore International, Inc.
a corporation.**

Docket No. 9327

PROTECTIVE ORDER GOVERNING DISCOVERY MATERIAL

For the purpose of protecting the interests of the Parties and Third Parties in the above-captioned matter against improper use and disclosure of confidential information submitted or produced in connection with this Matter:

IT IS HEREBY ORDERED THAT this Protective Order Governing Confidential Material ("Protective Order") shall govern the handling of all Discovery Material, as hereafter defined.

DEFINITIONS

For purposes of this Protective Order, the following definitions apply:

1. "Confidential Material" shall mean all Discovery Material that is confidential or proprietary information produced in discovery. Such material is referred to in, and protected by, section 6(f) of the Federal Trade Commission Act, 15 U.S.C. § 46(f); section 21 of the Federal Trade Commission Act, 15 U.S.C. § 57b-2, the FTC Rules of Practice, Sections 4.9, 4.10, 16 C.F.R. §§ 4.9, 4.10; and precedents thereunder. Confidential Material shall include non-public trade secret or other research, development, commercial or financial information, the disclosure of which would likely cause commercial harm to the Producing Party or to Respondent. The

following is a non-exhaustive list of examples of information that likely will qualify for treatment as Confidential Material: strategic plans (involving pricing, marketing, research and development, product road maps, corporate alliances, or mergers and acquisitions) that have not been fully implemented or revealed to the public; trade secrets; customer-specific evaluations or data (e.g., prices, volumes, or revenues); sales contracts; system maps; personnel files and evaluations; information subject to confidentiality or non-disclosure agreements; proprietary technical or engineering information; proprietary financial data or projections; and proprietary consumer, customer, or market research or analyses applicable to current or future market conditions, the disclosure of which could reveal Confidential Material. Discovery Material will not be considered confidential if it is in the public domain.

2. "Document" means the complete original or a true, correct, and complete copy and any non-identical copies of any written or graphic matter, no matter how produced, recorded, stored, or reproduced. "Document" includes, but is not limited to, any writing, letter, envelope, telegraph, e-mail, meeting minute, memorandum, statement, affidavit, declaration, transcript of oral testimony, book, record, survey, map, study, handwritten note, working paper, chart, index, tabulation, graph, drawing, chart, printout, microfilm index, computer readable media or other electronically stored data, appointment book, diary, diary entry, calendar, organizer, desk pad, telephone message slip, note of interview or communication, and any other data compilation from which information can be obtained, and includes all drafts and all copies of such Documents and every writing or record that contains any commentary, notes, or marking whatsoever not appearing on the original.

3. "Discovery Material" includes without limitation deposition testimony, exhibits, interrogatory responses, admissions, affidavits, declarations, Documents, tangible thing or

answers to questions produced pursuant to compulsory process or voluntarily in lieu thereof, and any other Documents or information produced or given to one Party by another Party or by a Third Party in connection with discovery in this Matter. Information taken from Discovery Material that reveals its substance shall also be considered Discovery Material.

4. "Commission" shall refer to the Federal Trade Commission, or any of its employees, agents, attorneys, and all other persons acting on its behalf, excluding persons retained as consultants or experts for purposes of this proceeding.

5. "Polypore" means Polypore International, Inc., and its predecessors, divisions, and subsidiaries, and all persons acting or purporting to act on its behalf.

6. "Respondent" means Polypore.

7. "Party" means the Commission or Polypore.

8. "Third Party" means any natural person, partnership, corporation, association, or other legal entity not named as a Party to this Matter and its employees, directors, officers, attorneys and agents.

9. "Producing Party" means a Party or Third Party that produced or intends to produce Confidential Material to any of the Parties. With respect to Confidential Material of a Third Party that is in the possession, custody or control of the FTC, or has been produced by the FTC in this matter, the Producing Party shall mean the Third Party that originally provided such material to the FTC. The Producing Party shall mean the FTC for purposes of any Document or Discovery Material prepared by, or on behalf of, the FTC.

10. "Matter" means the above captioned matter pending before the Federal Trade Commission, and all subsequent administrative, appellate or other review proceedings related thereto.

TERMS AND CONDITIONS OF PROTECTIVE ORDER

1. Any Document or portion thereof submitted by Respondent or a Third Party during the Federal Trade Commission ("FTC") investigation preceding this Matter or during the course of proceedings in this Matter that is entitled to confidentiality under the Federal Trade Commission Act, or any regulation, interpretation, or precedent concerning documents in the possession of the Commission, as well as any information taken from any portion of such document, shall be treated as Confidential Material for purposes of this Protective Order. For purposes of this Protective Order, the identity of a Third Party submitting such Confidential Material shall also be treated as Confidential Material where the submitter has requested in writing such confidential treatment.

2. The Parties and any Third Parties, in complying with informal discovery requests, disclosure requirements, discovery demands or formal process in this Matter may designate any responsive document or portion thereof Confidential Material, including documents obtained by them from Third Parties pursuant to discovery or as otherwise obtained.

3. The Parties, in conducting discovery from Third Parties, shall provide to each Third Party a copy of this Protective Order so as to inform each such Third Party of his, her or its rights herein.

4. A designation of confidentiality shall constitute a representation in good faith and after careful determination that the material is not reasonably believed to be already in the public domain and that counsel believes the material so designated constitutes Confidential Material as defined in Paragraph 1 of the Definitions of this Protective Order. All deposition transcripts

shall be treated as Confidential Material.

5. If any Party seeks to challenge the Producing Party's designation of material as Confidential Material, the challenging Party shall notify the Producing Party and all other Parties of the challenge. Such notice shall identify with specificity (*i.e.*, by document control numbers, deposition transcript page and line reference, or other means sufficient to locate easily such materials) the designation being challenged. The Producing Party may preserve its designation by providing the challenging Party and all other Parties a written statement of the reasons for the designation within five (5) business days of receiving notice of the confidentiality challenge. If the Producing Party timely preserves its rights, the Parties shall continue to treat the challenged material as Confidential Materials, absent a written agreement with the Producing Party or order of the Commission providing otherwise.

6. If any conflict regarding a confidentiality designation arises and the Parties and Producing Party involved have failed to resolve the conflict via good-faith negotiations, a Party seeking to disclose Confidential Material or challenging a confidentiality designation may make written application to the hearing officer for relief. The application shall be served on the Producing Party and the other Parties to this Matter, and shall be accompanied by a certification that good-faith negotiations have failed to resolve the outstanding issues. The Producing Party and any other Party shall have five (5) business days after receiving a copy of the motion to respond to the application. While an application is pending, the Parties shall maintain the pre-application status of the Confidential Material. Nothing in this Protective Order shall create a presumption or alter the burden of persuading the hearing officer of the propriety of a requested disclosure or change in designation.

7. The Parties shall not be obligated to challenge the propriety of any designation or treatment of information as Confidential Material and the failure to do so promptly shall not preclude any subsequent objection to such designation or treatment, or any motion seeking permission to disclose such material to Persons not otherwise entitled to access under the terms of this Protective Order. If Confidential Material is produced without the designation attached, the material shall be treated as Confidential from the time the Producing Party advises Complaint Counsel and Respondent's Counsel in writing that such material should be so designated and provides all the Parties with an appropriately labeled replacement. The Parties shall return promptly or destroy the unmarked materials.

8. Material produced in this Matter may be designated as confidential by placing on or affixing to the document containing such material (in such manner as will not interfere with the legibility thereof), or if an entire folder or box of documents is confidential by placing or affixing to that folder or box, the designation "CONFIDENTIAL-FTC Docket No. 9327" or any other appropriate notice that considered to be confidential material. Confidential information contained in electronic documents may also be designated as confidential by placing the designation "CONFIDENTIAL-FTC Docket No. 9327" or any other appropriate notice that identifies this proceeding, on the face of the CD or DVD or other medium on which the document is produced. The foregoing designation of "CONFIDENTIAL-FTC Docket No. 9327" shall not be required for confidentiality to apply to documents and information previously produced voluntarily or pursuant to a Civil Investigative Demand or subpoena during the investigational phase preceding this Matter for which confidential treatment was requested. Masked or otherwise redacted copies of documents may be produced where the portions deleted

contain privileged matter, provided that the copy produced shall indicate at the appropriate point that portions have been deleted and the reasons therefor.

9. Confidential Material shall be disclosed only to: (a) the Administrative Law Judge presiding over this proceeding, personnel assisting the Administrative Law Judge, the Commission and its employees, and personnel retained by the commission as experts or consultants for this proceeding, (b) judges and other court personnel of any court having jurisdiction over any appellate proceedings involving this matter, (c) court reporters in this matter, (d) outside counsel of record for Respondent, its associated attorneys and other employees of its law firm(s), provided they are not employees of Respondent, (e) Michael Shor, Polypore Special Counsel, (f) anyone retained to assist outside counsel in the preparation of hearing of this proceeding including consultants, provided they are not affiliated in any way with Respondent and have signed Exhibit A hereto, (g) any witness or deponent who may have authored or received the information in question; (h) any individual who was in the direct chain of supervision of the author at the time the Discovery Material was created or received, except that this provision does not permit disclosure of Industrial Growth partner or Warburg Pincus International documents to Polypore or former Microporous personnel who would not otherwise have had access to the Discovery Material; (i) any employee or agent of the entity that created or received the Discovery Material; (j) anyone representing the author or recipient of the Discovery Material in this Matter; and (k) any other Person(s) authorized in writing by the Producing Party.

10. Disclosure of confidential material to any person described in Paragraph 9 of this Protective Order shall be only for the purposes of the preparation and hearing of this Matter, or any appeal therefrom, and for no other purpose whatsoever; provided, however, that the

Commission may, subject to taking appropriate steps to preserve the confidentiality of such material, use or disclose confidential materials as provided by its Rules of Practice; Sections 6(f) and 21 of the Federal Trade Commission Act; or any other legal obligation imposed upon the Commission.

11. In the event that any Confidential Material is contained in any pleading, motion exhibit or other paper filed or to be filed with the Secretary of the Commission, the Secretary shall be so informed by the Party filing such papers, and such papers shall be filed under seal. To the extent that such material was originally submitted by a Third Party, the Party including the Materials in its papers shall immediately notify the submitter of such inclusion. Confidential Material contained in the papers shall remain under seal until further order of the Administrative Law Judge; provided, however, that such papers may be furnished to persons or entities who may receive Confidential Material pursuant to Paragraphs 9 or 10. Upon or after filing any paper containing Confidential Material, the filing party shall file on the public record a duplicate copy of the paper that does not reveal confidential material. Further, if the protection of any such material expires, a Party may file on the public record a duplicate copy which also contains the formerly protected material.

12. If counsel plans to introduce into evidence at the hearing any document or transcript containing Confidential Material produced by another Party or by a Third Party, they shall provide ten (10) days advance notice to the other Party or Third Party for purposes of allowing that Party or Third Party to seek an order that the document or transcript be granted in camera treatment. If that Party or Third Party wishes in camera treatment for the document or transcript, the Party or Third Party shall file an appropriate motion with the Administrative Law

Judge. Where in camera treatment is granted, a duplicate copy of such document or transcript with the Confidential Material deleted therefrom may be placed on the public record.

13. If any Party receives a discovery request in another proceeding that may require the disclosure of Confidential Material submitted by another Party or Third Party, the recipient of the discovery request shall promptly notify the submitter of receipt of such request. Unless a shorter time is mandated by an order of a court, such notification shall be in writing and be received by the submitter at least 10 business days before production, and shall include a copy of this Protective Order and a cover letter that will apprise the submitter of its rights hereunder. Nothing herein shall be construed as requiring the recipient of the discovery request or anyone else covered by this Order to challenge or appeal any order requiring production of Confidential Material, to subject itself to any penalties for non-compliance with any such order, or to seek any relief from the Administrative Law Judge or the Commission. The recipient shall not oppose the submitter's efforts to challenge the disclosure of confidential material. In addition, nothing herein shall limit the applicability of Rule 4.11(e) of the Commission's Rules of Practice, 16 C.F.R. §4.11(e), to discovery requests in another proceeding that are directed to the Commission.


14. At the time that any consultant or other person retained to assist counsel in the preparation of this action concludes participation in the action, such person shall return to counsel all copies of documents or portions thereof designated confidential that are in the possession of such person, together with all notes, memoranda or other papers containing judicial review, the parties shall return documents obtained in this action to their submitters, provided, however, that the Commission's obligation to return documents shall be governed by the provisions of Rule 4.12 of the Rules of Practice, 16 C.F.R. §4.12.

15. The inadvertent production or disclosure of any Discovery Material, which a Producing Party claims should not have been produced or disclosed because of a privilege, will not be deemed to be a waiver of any privilege to which the Producing Party would have been entitled had the privileged Discovery Material not inadvertently been produced or disclosed. The inadvertent production of a privileged document shall not in itself be deemed a waiver of any privileged applicable to any other documents relating to the subject matter.

16. This Protective Order shall not apply to the disclosure by a Producing Party or its counsel of its own Confidential Material.

17. The provisions of this Protective Order, insofar as they restrict the communication and use of confidential discovery material, shall, without written permission of the submitter or further order of the Commission, continue to be binding after the conclusion of this proceeding.

ORDERED:


D. Michael Chappell
Administrative Law Judge

Date: October 23, 2008

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

In the Matter of)	
)	
Polypore International, Inc.)	
a corporation.)	
)	

Docket No. 9327

DECLARATION CONCERNING PROTECTIVE ORDER
GOVERNING DISCOVERY MATERIAL

I, _____, hereby declare and certify the following to be true:

1. [Statement of employment]
2. I have read the "Protective Order" governing Discovery Material ("Protective Order") issued by the Commission on October 23, 2008, in connection with the above-captioned Matter. I understand the restrictions on my access to and use of any Confidential Material (as that term is used in the Protective Order) in this Matter, and I agree to abide by the Protective Order.
3. I understand that the restrictions on my use of such Confidentiality Material include:
 - a. that I will use such Confidential Material only for the purpose of preparing for this proceeding, and hearing(s) and any appeal of this proceeding and for no other purpose;
 - b. that I will not disclose such Confidential Material to anyone, except as permitted by the Protective Order;
 - c. that I will use, store and maintain the Confidential Material in such a way as to ensure its continued protected status; and
 - d. that, upon the termination of my participation in this proceeding, I will promptly return all Confidential Materials and all notes, memoranda, or other papers containing Confidential Material, to Complaint Counsel or Respondent's Outside Counsel as appropriate.
4. I understand that if I am receiving Confidential Material as an Expert/Consultant, as that term is defined in this Protective Order, the restrictions on my use of Confidential

Material also include the duty and obligation to:

- a. maintain such Confidential Material in separate locked room(s) or locked cabinet(s) when such Confidential Material is not being reviewed;
- b. return such Confidential Material to Complaint Counsel or Respondent's Outside Counsel, as appropriate, upon the conclusion of my assignment or retention, or upon conclusion of this Matter; and
- c. use such Confidential Material and the information contained therein solely for the purpose of rendering consulting services to a Party to this Matter, including providing testimony in judicial or administrative proceedings arising out of this Matter.

5. I am fully aware that, pursuant to Section 3.42(h) of the FTC Rules of Practice, 16 C.F.R. § 3.42(h), my failure to comply with the terms of the Protective Order may constitute contempt of the Commission and may subject me to sanctions.

Date: _____

Full Name [Typed or Printed]

Signature

Exhibit B

PARKER POE

PARKER POE ADAMS & BERNSTEIN LLP

Attorneys and Counselors at Law

Eric D. Welsh

Partner

Telephone: 704.335.9052

Direct Fax: 704.335.9755

ericwelsh@parkerpoe.com

Three Wachovia Center
401 South Tryon Street
Suite 3000
Charlotte, NC 28202-1942
Telephone 704.372.9000
Fax 704.334.4706
www.parkerpoe.com

April 17, 2009

VIA ELECTRONIC MAIL AND FIRST CLASS MAIL

THE MOORE COMPANY

36 Beach Street
Westerly, RI 02891

Michael J. Connolly
Laura B. Angelini
Hinckley, Allen, & Snyder LLP
28 State Street
Boston, Massachusetts 02109-1775
mconnolly@HASLAW.com
langelini@HASLAW.com

Re: In the Matter of Polypore International, Inc.
Docket No. 9327

Ladies and Gentlemen:

Following up on my letter of March 27, 2009, below please find a list identifying evidence Polypore International, Inc. ("Polypore") may introduce at the May 12, 2009 hearing of the above-referenced matter. Subject to information learned during the April 23, 2009 deposition of Mr. Guy Dauwe, this list specifies The Moore Company's documents and witness testimony which Polypore intends to introduce at trial. Please be advised that pursuant to the terms of the Protective Order, Rule 3.45(b), and the April 14, 2009 Order Granting Non-Party The Moore Company's Motion for Extension of Time to Seek *In Camera* Treatment, you may obtain *in camera* treatment for such evidence, or any portion thereof, only by appropriate motion to the Administrative Law Judge. If you have any questions regarding the foregoing, please feel free to contact me.

Sincerely yours,



Eric D. Welsh

CHARLESTON, SC
COLUMBIA, SC
MYRTLE BEACH, SC
RALEIGH, NC
SPARTANBURG, SC

Eric D. Welsh
Partner
Telephone: 704.335.9052
Direct Fax: 704.335.9755
ericwelsh@parkerpoe.com

Deposition Date	Entire Transcript
Guy Dauwe -- Deposition Date 4/23/09	Entire Transcript

Deposition Date	Entire Transcript
AM0001064	AM0001065
AM0001212	AM0001214
AM0001407	AM0001409
AM0001889	AM0001891
AM0003560	AM0003635
AM0003664	AM0003665
AM0003703	AM0003704
AM0003706	AM0003724
AM0003789	AM0003802
AM0003871	AM0003873
AM0003878	AM0003878
AM0004505	AM0004508
AM0004616	AM0004617
AM0004618	AM0004620
AM0004621	AM0004624

CHARLESTON, SC
COLUMBIA, SC
MYRTLE BEACH, SC
RALEIGH, NC
SPARTANBURG, SC

AM0004710	AM0004713
AM0004990	AM0004993
AM0005316	AM0005333
AM0005680	AM0005684
AM0024725	AM0024726
AM0024765	AM0024766
AM0025166	AM0025168
AM0025294	AM0025303
AM0025434	AM0025443
AM0025546	AM0025549
AM0025554	AM0025556
AM0025574	AM0025576
AM0025642	AM0025649
AM0025685	AM0025687
AM0026044	AM0026049
AM0026050	AM0026055
AM0026076	AM0026078
AM0026113	AM0026124
AM0026468	AM0026473
AM0029342	AM0029343
AM0030196	AM0030197
AM0031699	AM0031700
AM0032953	AM0032956
AM0032967	AM0032971

AM0036384	AM0036385
AM0036399	AM0036401
AM0036417	AM0036420
AM0036471	AM0036477
AM0037251	AM0037256
AM0037298	AM0037303
AM0037744	AM0037753
AM0040738	AM0040739
AM0041709	AM0041714
AM0041738	AM0041747
AM0041755	AM0041755
AM0041782	AM0041787
AM0044611	AM0044616
AM0054744	AM0054746
AM0069816	AM0069823
AM0069914	AM0069914
AM0069915	AM0069924
AM0101282	AM0101285
AM0101533	AM0101548
AM0101694	AM0101702
AM0101759	AM0101766
AM0102513	AM0102546
AM0102998	AM0102999
AM0103023	AM0103023

AM0103192	AM0103205
AM0103409	AM0103420
AM0103554	AM0103560
AM0103631	AM0103648
AM0103965	AM0102966
AM0104115	AM0104130
AM0112829	AM0112830
AM0113547	AM0113549
AM0114223	AM0114224
AM0114399	AM0114400
AM0115053	AM0115054
AM0119643	AM0119660
AM0122175	AM0122175
AM0122272	AM0122272
AM0123234	AM0123236
AM0123698	AM0123703
AM0123793	AM0123793
AM0123795	AM0123795
AM0124072	AM0124072
AM0124076	AM0124084
AM0124088	AM0124096
AM0124208	AM0124215
AM0124282	AM0124290
AM0124387	AM0124391

AM0124622	AM0124630
AM0124675	AM0124684
AM0124867	AM0124875
AM0124896	AM0124903
AM0125352	AM0125360
AM0125716	AM0125724
AM0126414	AM0126424
AM0133277	AM0133282
AM0136830	AM0136831
AM0145026	AM0145028
AM0149704	AM0149708
AM0150896	AM0150908
AM0169500	AM0169503
AM0179532	AM0179570
AM0179635	AM0179654
AM0182560	AM0182561
AM0185591	AM0185600
AM0187266	AM0187300
AM0188939	AM0188943
AM0189311	AM0189319
AM0190437	AM0190445
AM0192306	AM0192313
AM0193626	AM0193632
AM0194091	AM0194091

AM0194092	AM0194092
AM0194093	AM0194094
AM0194821	AM0194829
AM0195493	AM0195499
AM0197513	AM0197513
AM0207529	AM0207537
AM0232552	AM0232553
AM0234319	AM0234324
AM0247945	AM0248003
AM0250964	AM0250999
AM0251259	AM0251274
AM0251413	AM0251413
AM0252140	AM0252142
AM0252297	AM0252303
AM0282300	AM0282346
AM0285740	AM0285741
AM0285944	AM0285069
AM0286563	AM0286564
AM0286572	AM0286573
AM0286581	AM0286584
AM0286588	AM0286607
AM0286852	AM0286853
AM0286895	AM0286895
AM0288530	AM0291741

AM0288534	AM0288537
AM0288883	AM0288884
AM0288909	AM0288910
AM0288981	AM0288982
AM0289059	AM0289059
AM0289971	AM0289972
AM0290714	AM0290715
AM0290817	AM0290836
AM0291296	AM0291297
AM0291633	AM0291634
AM0292412	AM0292434
AM0292813	AM0292912
AM0293831	AM0293847
AM0293964	AM0293985
AM0295059	AM0295085
AM0296387	AM0296394
AM0296397	AM0296405
AM0296408	AM0296416
AM0296419	AM0296427
AM0296430	AM0296442
AM0296468	AM0296479
AM0296611	AM0296619
AM0296622	AM0296637
AM0296638	AM0296645

AM0296648	AM0296655
AM0296763	AM0296767
AM0297189	AM0297192
AM0297259	AM0297264
AM0297265	AM0297270
AM0297422	AM0297424
AM0301507	AM0301518
AM0301526	AM0301576
AM0302100	AM0302111
AM0303951	AM0303977
AM0304250	AM0304253
AM0304255	AM0304280
AM0316430	AM0316451
AM0324410	AM0324452

EDW/brw