

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



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| In the Matter of |) | PUBLIC |
| |) | |
| McWANE, INC., |) | |
| a corporation, and |) | DOCKET NO. 9351 |
| |) | |
| STAR PIPE PRODUCTS, LTD., |) | |
| a limited partnership. |) | |
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**UNOPPOSED MOTION FOR EXTENSION OF TIME FOR
RESPONDENT MCWANE, INC. TO FILE MOTION FOR *IN CAMERA* TREATMENT
OF HEARING EXHIBITS AND DEPOSITION DESIGNATIONS**

1. On July 6, 2012, Complaint Counsel provided Respondent McWane, Inc. (“McWane”) its exhibit list in this case. At that same time, Complaint Counsel provided its deposition designations, and on July 16th, Complaint Counsel provided its deposition counter-designations. Per the Scheduling Order, the deadline for McWane’s motion for *in camera* treatment of any McWane Confidential Materials is currently Friday, July 27, 2012.

2. McWane and its counsel are in the process of reviewing the McWane Confidential Materials and identifying those for which it will seek *in camera* treatment. However, because of the volume of McWane Confidential Materials (over 500 McWane documents alone) that have been designated and the many other pretrial deadlines that have been met this month, additional time is needed to (i) complete the review process, (ii) identify which of the McWane Confidential Materials should be entitled to *in camera* treatment under the standards of Rule 3.45 (b), and (iii) prepare a motion and other supporting materials to make the requisite showing.

3. Therefore, McWane requests that the Administrative Law Judge grant it an additional two business days, until Tuesday, July 31, 2012, to file a motion for *in camera* treatment.

4. Counsel for McWane has conferred with Complaint Counsel about the relief requested in this motion, and they do not oppose the requested extension of four calendar days if Complaint Counsel will be granted until August 13, 2012, to respond.

Dated: July 26, 2012

/s/ Thomas W. Thagard III
Thomas W. Thagard III
One of the Attorneys for McWane, Inc.

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**ORDER GRANTING EXTENSION OF TIME FOR RESPONDENT MCWANE, INC.
TO FILE A MOTION FOR IN CAMERA TREATMENT**

On July 25, 2012, Respondent McWane, Inc. (“McWane”) filed an Unopposed Motion for Extension of Time to File Motion for *In Camera* Treatment of Hearing Exhibits and Deposition Designations. Under the Scheduling Order in this matter, the deadline for submitting motions for *in camera* treatment under Rule 3.45(b) is Friday, July 27, 2012. McWane seeks an Order extending its deadline for filing motions for *in camera* treatment to July 31, 2012.

In support of its motion, McWane states that Complaint Counsel previously provided notice on or about July 6 and July 16, 2012, that they may seek to introduce into evidence at the evidentiary hearing certain documents, data, and deposition testimony provided by McWane in discovery. McWane further states that it is in the process of reviewing confidential materials and identifying those for which it will seek *in camera* treatment. McWane further states that it has conferred with Complaint Counsel’s counsel and that they do not oppose the requested extension if Complaint Counsel will be granted until August 13, 2012, to respond.

Accordingly, based on the foregoing, the Unopposed Motion is GRANTED. It is hereby ORDERED that the deadline for McWane to file a motion for *in camera* treatment shall be Tuesday, July 31, 2012. Complaint Counsel’s opposition to such motion shall be filed no later than August 13, 2012.

ORDERED:

D. Michael Chappell
Chief Administrative Law Judge

Date: _____

Certificate of Service and Regarding Electronic Submission

I certify that on July 26, 2012, I caused a copy of the Unopposed Motion for Extension of Time for Respondent McWane, Inc. to File Motion for In Camera Treatment of Complaint Counsel's and McWane's Hearing Exhibits and Deposition Designations, along with a proposed order, to be filed electronically with the Secretary of the FTC in PDF format using the FTC's E-Filing System, and also for a copy of these documents to be served on the following by the method indicated:

Edward Hassi, Esq.
Geoffrey M. Green, Esq.
Linda Holleran, Esq.
Thomas H. Brock, Esq.
Michael L. Bloom, Esq.
Jeanine K. Balbach, Esq.
J. Alexander Ansaldo, Esq.
Andrew K. Mann, Esq.
Electronic mail: ehassi@ftc.gov

The Honorable D. Michael Chappell
Administrative Law Judge
Federal Trade Commission
600 Pennsylvania Ave., NW, Rm. H-106
Washington, DC 20580
(to and by Federal Express)

I also certify that the electronic PDF copy of the foregoing document sent to the Secretary of the Commission of the FTC E-Filing System is a true and correct copy of the original in my possession, which is available for review by the parties and the adjudicator.

/s/ Thomas W. Thagard III
One of the Attorneys for McWane, Inc