

McWane leave Complaint Counsel with the only option of seeking a deposition regarding the admissibility of Sigma documents.

In accord with the Scheduling Order and pursuant to Rules 3.33(a) and (c)(1), on August 27, 2012, Complaint Counsel issued a subpoena seeking a deposition on the authenticity and admissibility of the Sigma documents that Complaint Counsel intends to introduce at trial (“Subpoena”).¹ The Subpoena is timely because the Scheduling Order explicitly permits discovery regarding authentication and admissibility after the close of fact discovery. Because the Subpoena is not unduly burdensome, Sigma has failed to meet its burden to quash a subpoena under Rule 3.31(c)(2), *i.e.*, by showing that the subpoena is vague, requires an *unreasonable* response date, is *unreasonably* cumulative, or that the burden to Sigma outweighs its likely benefit.

I. SIGMA HAS NOT MET ITS BURDEN OF SHOWING THAT COMPLAINT COUNSEL’S SUBPOENA IS UNDULY BURDENSOME.

“A party seeking to quash a subpoena has the burden of demonstrating that the request is unduly burdensome” or that the burden of the proposed discovery outweighs its likely benefit.

In re Laboratory Corporation of America, Docket No. 9345, at 3 (F.T.C. Feb. 28, 2011) (*citing* 16 C.F.R. §3.31(c)(2) and several cases). Sigma’s Motion fails to meet this standard.

¹ Complaint Counsel’s Subpoena identifies 422 Sigma documents on Complaint Counsel’s proposed exhibit list. Sigma has not offered a 3.43(c) declaration for a single document. Complaint Counsel remains willing to narrow the list of documents for which a deposition is necessary by eliminating those to which Respondent has not objected, or has withdrawn its objection, and those to which Sigma can provide a declaration that satisfies 3.43(c). Declaration of Alexander Ansaldo (“Ansaldo-Dec”), ¶¶14-15.

A. Evidence of Admissibility of Sigma Documents Are Highly Relevant to the Hearing To This Proceeding.

This Court requires compliance with subpoenas that will adduce evidence relevant to the hearing. *See id.* As shown by their extensive citation in Complaint Counsel’s pre-trial briefs, Sigma’s documents are crucial. For example, one of the Sigma documents that is not yet admitted is an internal Sigma email from a Sigma employee to Larry Rybacki, Sigma’s then National Sales Manager, that Rick Tatman, Vice President and General Manager of McWane’s fitting division, had complained about Sigma’s prices and hoped that Sigma would “do [their] part.” *See* CX 1124. Other examples include foundational documents, such as Sigma employees’ transmission of Sigma pricing letters or receipt of competitors’ letters (e.g. CX 0893; CX 1396; CX 1401; CX 1751; CX 2252; CX 2445) and Sigma presentations to financial institutions and its Board of Directors. Complaint Counsel seeks a deposition to establish admissibility of these and other key Sigma documents under Commission Rules 3.43(b), which provides for broad admissibility of documents, or alternatively, under Rule 3.43(c). Hassi-Dec, ¶5.

Sigma claims that “the deposition will not likely lead to establishing any of the documents as an admissible business record.” Motion at 8. The examples provided by Sigma, however, show why a document deposition is necessary. At a deposition, Complaint Counsel will seek discovery regarding the circumstances the documents’ creation, the activity that Sigma was engaged in when preparing the documents, and Sigma’s practices with respect to such documents in order to establish admissibility under Commission Rule 3.43.²

² Sigma cites *Versata Software* for the proposition that a document created days after the events described cannot be a business record, but that case excluded a document because it did not meet other prongs of the business record exception, not because it was created days later. *Versata Software, Inc. v. Internet Brands, Inc.*, 2012 WL 2595275, at *9 (E.D. Tex. July 5, 2012).

B. Complaint Counsel's Subpoena is Not Vague and Provides a Reasonable Response Date.

The Subpoena identifies the topic of deposition as “[t]he authenticity and admissibility under the provisions of Rule 3.43 of the Rules of Practice for Adjudicative Proceedings of the Federal Trade Commission, 16 C.F.R. §3.43, of the documents listed in Attachment A.” Declaration of Alexander Ansaldo (“Ansaldo-Dec”), ¶14. The Subpoena provides Sigma notice that the deposition will seek facts required by these rules to establish the admissibility of Sigma’s documents under Rules 3.43(b) and (c). Ansaldo-Dec, ¶14. Sigma’s own motion shows that Sigma is not confused as to the topic of the deposition. As Sigma explains, Complaint Counsel seeks evidence “regarding the evidentiary foundations” of Sigma documents, and to demonstrate that Sigma’s documents are admissible under Rule 3.43(c). *See* Motion, at 4; Motion, at 8 (arguing that Complaint Counsel cannot meet these prongs for any of Sigma’s documents).

Complaint Counsel provided Sigma over six weeks notice which documents Complaint Counsel intends to use, and that Complaint Counsel seeks to establish admissibility of those documents either through a declaration compliant with Rule 3.43(c) or a deposition establishing admissibility under 3.43(b). *See* Ansaldo-Dec, ¶14. Over those six weeks, Complaint Counsel and Sigma Counsel have had numerous communications discussing the nature of the discovery sought.

Sigma has repeatedly represented that it knows the identity of the documents at issue and has reviewed them. *See* Unopposed Motion for Extension of Time for Non-Party Sigma Corporation to File Motion for In Camera Treatment of Certain Designated Hearing Exhibits, Docket No. 9351 (July 25, 2012) (stating that “Sigma and its counsel are in the process of reviewing the [documents, data, and depositions identified in the July 17, 2012 letter] and identifying those for which Sigma will seek *in camera* treatment. Sigma and its counsel require

additional time”); Unopposed Motion of Non-Party Sigma Corporation for In Camera Treatment of Certain Designated Hearing Exhibits, Docket No. 9351, at 2 (July 31, 2012); Ansaldo-Dec, ¶7. Despite knowing that Complaint Counsel sought a declaration or deposition as to the admissibility of these same documents, Sigma apparently reviewed the documents only to determine whether they required *in camera* treatment, but not with respect to admissibility. Sigma had the opportunity to kill two birds with one stone, but chose not to reduce its own burden.

While Complaint Counsel will continue to engage Sigma in good faith discussions regarding authenticity and admissibility of its documents so that fewer need to be addressed during the depositions, Complaint Counsel will be prejudiced at trial if there are any further delays in establishing the admissibility of the Sigma documents.³ Complaint Counsel is also willing to engage in discussions to schedule a reasonable date for the deposition, and proposes September 10, 2012, given that Sigma has had more than six weeks notice of the need to establish the admissibility of the relevant documents.⁴

³ Complaint Counsel believes that the number of documents at issue can be reduced to the 350 documents to which Respondent has objected. *See* Ansaldo-Dec, ¶15.

⁴ Sigma appears to argue that it could not review the documents because they were not in its possession. Motion at 4. The documents, however, were listed in Complaint Counsel’s July 17, 2012 notice by both exhibit number and Bates number. Ansaldo-Dec, ¶5. Sigma knew which documents were at issue and accepted Complaint Counsel’s representations that the CX numbers in the list sent on July 17, 2012, contained the listed Bates numbers. *See* Ansaldo-Dec, ¶¶7-8. Indeed, Sigma was able to retrieve, review, and identify the documents requiring *in camera* treatment from Complaint Counsel’s list. *See* Sigma Motion for In Camera Treatment. From the July 17, 2012 letter, Sigma knew the same documents were at issue for the admissibility declaration. Moreover, the Scheduling Order, logically, does not require Complaint Counsel to provide copies back to Sigma of the very documents Sigma produced and of which Sigma maintains the original documents. Ansaldo-Dec, ¶5.

C. The Benefits of Discovery Outweigh the Burdens Set Forth By Sigma.

The benefits of document discovery far outweigh the burdens on Sigma here. Sigma claims that it must retrieve and review each document that Complaint Counsel seeks to introduce. Sigma has already reviewed those documents for *in camera* treatment, which it conducted in two weeks. Had Sigma simply reviewed those documents for their admissibility as well, Sigma could have saved itself this burden altogether. Even now, many of the documents fall into broad categories that Sigma can review in batches.

Although any discovery must result in some burden to a third party, the burden here is far outweighed by the benefit of the discovery. This is a price fixing case. The documents of co-conspirator Sigma are critical to showing coordination between Respondent and Sigma. *See, e.g.,* Complaint Counsel's Pre-trial Brief, at 24, n. 109 and 111 (citing Sigma documents to show that DIFRA facilitated collusion).

D. Complaint Counsel Was Not Required to Qualify All Sigma Documents During Fact Discovery

The Scheduling Order permits discovery for purposes of authenticity and admissibility of exhibits after the close of fact discovery. *See* Scheduling Order (Feb. 15, 2012), at 1 (providing that the parties could conduct "discovery for purposes of authenticity and admissibility of exhibits" after June 1, 2012, the close of fact discovery). The Court acknowledged as much during the Final Prehearing Conference. *See* Final Prehearing Conference Trans. at 139-142. The documents used during fact discovery did not include all of the Sigma documents that Complaint Counsel intends to introduce. Moreover, Complaint Counsel only had 3.5 to 4.5 hours to question Sigma's fact witnesses, and were not intended as depositions regarding authenticity of all of Sigma's relevant documents. As the Scheduling Order provides, after the

conclusion of fact discovery, the parties determined the documents necessary for trial, and then tried to conduct efficient and targeted discovery on admissibility.

Although Sigma argues that Complaint Counsel seeks depositions from witnesses it has previously deposed, Sigma need not present those same witnesses in response to the Subpoena. Depositions for purpose of establishing admissibility may be of any witness with knowledge of the record keeping practices of the business. *See* Rule 3.43(c) (permitting a written declaration from a document’s “custodian or other qualified person”); *United States CFTC v. Dizona*, 594 F.3d 408, 415 (5th Cir. 2010) (“There is no requirement that the witness who lays the foundation be the author of the record or be able to personally attest to its accuracy.”).

E. Sigma Chose to Bypass the Less Burdensome Route of Providing a Declaration Which Met the Provisions of Rule 3.43(c), Thus Requiring a Deposition, as Contemplated By the Commission.

Finally, Sigma had the opportunity to resolve or narrow the issues by providing a declaration consistent with Rule 3.43(c), but has refused to do so. *Ansaldo-Dec*, ¶10. It is Sigma’s refusal to provide a declaration regarding any of its documents that now requires the taking of a deposition. In proposing Rule 3.43(c) in October 2008, the Commission determined that a declaration provides third parties with a less burdensome method to have their documents authenticated, rather than providing a witness. *See* Fed. Reg. Vol. 73, No. 195 (Oct. 7, 2008) (“Proposed new paragraph (c), which is analogous to Fed. R. of Evid. 902(11), is intended to facilitate the admissibility of third party documents by self-authentication through a written declaration of a third party document custodian.”). Sigma cannot complain that it is being subject to a burdensome process after making no effort to use the less burdensome procedure in Rule 3.43, even as to some subset of documents, *see* Motion, at 8 (asserting that no Sigma document proposed for introduction by Complaint Counsel can be qualified as a business record).

CONCLUSION

Sigma has not shown that it will be subject to undue prejudice or burden by Complaint Counsel's deposition regarding admissibility. Therefore, Complaint Counsel respectfully requests that this Court deny Sigma's motion and permit Complaint Counsel to move forward with depositions of Sigma personnel regarding admissibility, as explicitly provided in this Court's Scheduling Order.

Date: September 5, 2012

By: s/ J. Alexander Ansaldo
Edward D. Hassi, Esq.
Linda M. Holleran, Esq.
Michael J. Bloom, Esq.
J. Alexander Ansaldo, Esq.
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**UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION**

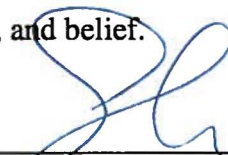
In the Matter of)	
)	PUBLIC
)	
McWANE, INC.,)	DOCKET NO. 9351
Respondent.)	
)	
)	

I, Edward Hassi, pursuant to 28 U.S.C. § 1746, make the following statement:

1. I am over 18 years of age and have personal knowledge of the facts set forth below.
2. I am employed by the Federal Trade Commission Bureau of Competition as Chief Litigation Counsel and serve as Complaint Counsel in this matter.
3. On August 29, 2012, I had a phone call with Mr. Matthew White, counsel for Sigma Corporation ("Sigma"). During the call, Mr. White agreed that Sigma would be willing to provide a declaration as to the authenticity under Federal Rule of Evidence 901 of all documents produced by Sigma that Complaint Counsel seeks to admit in this matter. But Mr. White also stated that he was concerned that if the declaration extended beyond authenticating the documents and qualified them as meeting the elements of the business records exception, the documents might then be automatically admitted as business records in the treble damage class action litigation pending against Sigma in New Jersey. Consequently, Sigma would not agree to sign a declaration that meets all of the necessary elements of 3.43(c). Respondent, in an interrogatory answer, has stated that McWane and Sigma have a joint defense agreement covering the New Jersey litigation.

4. Complaint Counsel and Sigma agreed that Sigma would provide a declaration that each of the documents that Complaint Counsel sought to introduce is “(1) an accurate duplicate, produced from Sigma’s files, of original records that were kept as a regular practice in the ordinary course of Sigma’s business and (2) in the same, or substantially the same, condition as when it was sent, received, or produced by Sigma (as the case may be).”
5. Through the date of this filing, Complaint Counsel continues to seek stipulations from Respondent, which it is unwilling to provide, regarding Sigma documents. Complaint Counsel also continues to seek a suitable declaration from Sigma regarding some subset of its documents, in order to minimize the number of documents at issue in any depositions.
6. For those documents for which Complaint Counsel cannot reach an agreement, Complaint Counsel believes that the scheduling order in this matter provides the opportunity through one or more depositions to develop evidence as to the foundation of the Sigma documents. Through the depositions, Complaint Counsel will show that the documents are relevant, material, and reliable, and therefore should be admitted in this proceeding.

Pursuant to 28 U.S.C. § 1746, I declare, under the penalty of perjury, that the foregoing is true and correct to the best of my knowledge, information, and belief.



Edward D. Hassi

Executed on: September 5, 2012

**UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION**

In the Matter of)	PUBLIC
McWANE, INC.,)	DOCKET NO. 9351
Respondent.)	
)	
)	
)	

I, J. Alexander Ansaldo, pursuant to 28 U.S.C. § 1746, make the following statement:

1. I am over 18 years of age and have personal knowledge of the facts set forth below.
2. I am employed by the Federal Trade Commission and represent Complaint Counsel in this matter.
3. Sigma Corporation (“Sigma”) produced over 63,000 documents during the Part 2 investigation and Part 3 litigation of this matter, including nearly 120,000 pages in Part 3.
4. On July 17, 2012, I sent counsel for Sigma a letter identifying the Sigma documents that Complaint Counsel intends to offer into evidence in the administrative hearing in this matter. A copy of that letter is attached to this declaration as Exhibit 1. The list of Sigma documents Complaint Counsel intends to offer into evidence is attached to that letter as Attachment 1. The letter informed Sigma that it could file a motion to seek *in camera* treatment for any of the documents listed in the Attachment by July 27, 2012. The letter also asked that Sigma sign a declaration regarding the admissibility of the documents in Attachment A to the letter, and attached a proposed declaration. The proposed declaration tracked the language for authenticity as laid out in Rule 3.43(c) of the

Commission's Rules of Practice. The letter also informed Sigma that Complaint Counsel was seeking a declaration in lieu of a deposition on the admissibility of the documents.

The letter requested that Sigma return a signed declaration by July 29, 2012.

5. Attachment A to the July 17, 2012 letter was 27 pages and listed 445 documents and 11 reserved CX numbers for deposition designations. With the exception of three documents erroneously listed in the letter,¹ the 442 other documents were produced by Sigma. Each of the 442 documents bears a Sigma Bates number (either beginning with SIG or SIGTP). The Sigma Bates numbers were placed on the documents by Sigma or its counsel, and appeared on the documents when they were produced. Sigma maintains custody and control of the originals of each of the 442 documents, having produced only electronic copies during discovery.
6. In an email dated July 19, 2012, counsel for Sigma asked that Complaint Counsel not oppose Sigma's motion for an extension of time for filing of Sigma's in camera motion. A copy of that email is attached as Exhibit 2 to this declaration. Sigma indicated that it required the additional time "[i]n light of the volume of information to review – over 500 exhibits and thousands of pages of deposition testimony." Based on those representations, Complaint Counsel did not oppose Sigma's request for an extension through July 31, 2012. At no time during the discussion of Sigma's motion for extension of time did counsel for Sigma ask me to further identify the documents that Complaint Counsel sought to introduce, or for Complaint Counsel to provide copies of those documents. On July 25, 2012, Sigma Corporation filed an Unopposed Motion for Extension of Time for Non-Party Sigma Corporation to File Motion for In Camera Treatment of Certain Designated Hearing Exhibits.

¹ CX2429, CX2434, and CX2435

7. On July 31, 2012, Sigma filed its Unopposed Motion of Non-Party Sigma Corporation For In Camera Treatment of Certain Designated Hearing Exhibits. Prior to filing this motion, Sigma did not ask me to further identify the documents that Complaint Counsel sought to introduce, or for Complaint Counsel to provide copies of those documents.
8. On August 14, 2012, I sent an email to Sigma's counsel again asking whether Sigma could provide a declaration regarding the admissibility of Sigma's documents. I included a copy of the entire July 17, 2012 letter as an attachment to my email. A copy of my email to Sigma is included in Exhibit 3 to this declaration, at pages 2-3. In the email, I again stated that the declaration was in lieu of a deposition on the admissibility of the documents. I also notified Sigma's Counsel that, "If you do not intend to provide a declaration, please let me know so that we can schedule a deposition on the admissibility of those documents."
9. In an email I received from Sigma's counsel on August 14, 2012, Mr. White asked if Complaint Counsel and Respondent could stipulate to the authenticity of most of the documents so that Sigma could merely authenticate a small portion of the documents. This email is included in Exhibit 3 to this declaration, at page 2.
10. On August 16, 2012, Linda Holleran informed Sigma's Counsel that Respondent is unwilling to stipulate to the admissibility of any Sigma documents. Ms. Holleran reiterated that Sigma could provide a declaration in lieu of a document custodian deposition. A copy of this email is attached as Exhibit 3 to this declaration, at page 1. On that date, Respondent also filed its Objections to Complaint Counsel's Final Proposed Exhibit List with the Court. In its objections, Respondent indicated that it objected to admissibility of Sigma's documents on authenticity grounds pursuant to Federal Rule of

Evidence 901. Despite efforts of Complaint Counsel to negotiate in good faith, Respondent refused to stipulate that any of Sigma's documents are authentic. Respondent still refuses to enter into such a stipulation.

11. On August 17, 2012, a month after sending my initial letter to Sigma, I received a letter from Sigma's counsel informing me for the first time that Sigma had not reviewed the documents I had identified in my July 17, 2012 letter, and asking for copies of those documents to "facilitate this review." A copy of this letter is attached as Exhibit 4 to this declaration. Sigma's letter of August 17, 2012 recognized that the declaration on admissibility sought by Complaint Counsel tracked the language of Commission Rule 3.43(c). Sigma's letter also requested that the parties narrow the issues by stipulating to admission of some of the Sigma documents in order to reduce the burden on Sigma. Sigma's letter also, for the first time, notified Complaint Counsel that Sigma believed that it could not truthfully authenticate its documents under Commission Rule 3.43(c) because Sigma could not attest that many of the documents were created as a part of a "regularly conducted activity as a regular practice."
12. Since receipt of Sigma's letter on August 17, 2012, Complaint Counsel has negotiated in good faith with Respondent to limit the number of Sigma documents for which Respondent maintains objections. Respondent continues to refuse to lift its objections as to authenticity with respect to 350 Sigma documents.
13. Since receipt of Sigma's letter on August 17, 2012, Complaint Counsel has also negotiated with Sigma to obtain a declaration which will overcome Respondent's authenticity objection. The discussions involved declarations and depositions regarding the authenticity of all Sigma documents identified in the July 17, 2012 letter. During

discussions, Complaint Counsel also discussed 24 documents for which additional declarations or deposition might be required to overcome objections from Respondent on grounds other than authenticity.

14. After failing to reach agreement on any declaration with Sigma, Complaint Counsel issued a deposition subpoena on August 27, 2012 under Commission Rule 3.33(c). A copy of the subpoena is attached as Exhibit 5 to this declaration. The topic identified for the deposition is, “The authenticity and admissibility under the provisions of Rule 3.43 of the Rules of Practice for Adjudicative Proceedings of the Federal Trade Commission, 16 C.F.R. § 3.43, of the documents listed in Attachment A.” Attachment A to the subpoena included the same list of 442 Sigma exhibits identified on July 17, 2012.

15. The current status of the objections is as follows. Complaint Counsel has identified 442 Sigma documents for admission at the hearing. Respondent has continuing objections to the authenticity of approximately 350 of those documents. Complaint Counsel continues to attempt negotiations with Sigma and Respondent to limit the number of documents at issue in the Sigma subpoena.

Pursuant to 28 U.S.C. § 1746, I declare, under the penalty of perjury, that the foregoing is true and correct to the best of my knowledge, information, and belief. Executed this 5th day of September, 2012, at Washington, D.C.

Respectfully submitted,



J. Alexander Ansaldo
Counsel Supporting the Complaint
Bureau of Competition
Federal Trade Commission
600 Pennsylvania Ave., N.W.
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(202) 326-3695

EXHIBIT 1



United States of America
FEDERAL TRADE COMMISSION
WASHINGTON, D.C. 20580

J. Alexander Ansaldo, Esq.
Bureau of Competition
Federal Trade Commission
601 New Jersey Ave., N.W.
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(202) 326-3695
jansaldo@FTC.gov

July 17, 2012

Via Federal Express

Sigma Corporation
c/o Matthew A. White, Esq.
Ballard Spahr LLP
1735 Market Street, 51st Floor
Philadelphia, PA 19103-7599

RE: *In the Matter of McWane, Inc. and Star Pipe
Products, Ltd.*, Federal Trade Commission Docket No.
9351

Dear Mr. White:

By this letter we are providing formal notice, pursuant to Rule 3.45(b) of the Commission's Rules of Practice, 16 C.F.R. §3.45(b), that Complaint Counsel intend to offer the documents and testimony referenced in the enclosed Attachments A and B into evidence in the administrative trial in the above-captioned matter. Please note that the list of deposition designations in Exhibit B does not include any of Respondent's designations or Complaint Counsel's counter-designations, if any, which are not due until July 24, 2012.

The administrative trial is scheduled to begin on September 4, 2012. All exhibits admitted into evidence become part of the public record unless *in camera* status is granted by Administrative Law Judge D. Michael Chappell.

For documents or testimony that include sensitive or confidential information that you do not want on the public record, you must file a motion seeking *in camera* status or other confidentiality protections pursuant to 16 C.F.R §§ 3.45, 4.10(g). Judge Chappell may order that materials, whether admitted or rejected as evidence, be placed *in camera* only after finding that

their public disclosure will likely result in a clearly defined, serious injury to the person, partnership, or corporation requesting *in camera* treatment.

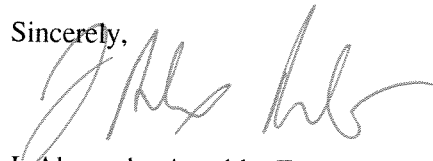
Motions for *in camera* treatment for evidence to be introduced at trial must meet the strict standards set forth in 16 C.F.R. § 3.45 and explained in *In re Dura Lube Corp.*, 1999 FTC LEXIS 255 (Dec. 23, 1999); *In re Hoechst Marion Roussel, Inc.*, 2000 FTC LEXIS 157 (Nov. 22, 2000); *In re Basic Research, Inc.*, 2006 FTC LEXIS 14 (Jan. 25, 2006). Motions also must be supported by a declaration or affidavit by a person qualified to explain the confidential nature of the material. *In re North Texas Specialty Physicians*, 2004 FTC LEXIS 66 (April 23, 2004).

Please be aware that under the current Scheduling Order of February 15, 2012, the deadline for filing motions seeking *in camera* status is July 27, 2012.

Additionally, in lieu of a deposition on the admissibility of the documents listed in Exhibit A, we ask that you sign and return the attached declaration regarding the admissibility of these documents. Please return the signed declaration to my attention by July 29, 2012.

If you have any questions, please feel free to contact me at (202) 326-3695.

Sincerely,

A handwritten signature in cursive script, appearing to read "J. Alexander Ansaldo".

J. Alexander Ansaldo, Esq.
Counsel Supporting the Complaint

Attachments

CC:

Doug Jasinski, Esq.
White & Case LLP
701 Thirteenth Street, NW
Washington, DC 20005-3807

SIGMA CORPORATION
Attachment A

Exhibit No.	Document Title	Date	BegBates	EndBates
CX 0078	E-mail from Siddharth Bhattacharji to Tom Brakefield, Larry Rybacki, Victor Pais et al. re: thoughts on plant work	6/11/2009	SIG-0005602	SIG-0005604
CX 0080	E-mail from Siddharth Bhattacharji to George Liu, Mitchell Rona, Victor Pais et al. re: yr discussions with XPF	5/23/2009	SIG-0005839	SIG-0005839
CX 0081	E-mail from Gopi Ramanathan to Stuart Box, Victor Pais, Siddharth Bhattacharji et al. re: Response on your Korea sourcing plan with strategic look @ other options	5/15/2009	SIG-0005899	SIG-0005906
CX 0082	E-mail from Siddharth Bhattacharji to Victor Pais re: pusan flash	5/7/2009	SIG-0005974	SIG-0005974
CX 0083	E-mail from Siddharth Bhattacharji to Victor Pais re: anything to add to this draft for BOD? w/Attach: BOD note on BA draft 040909.doc	4/9/2009	SIG-0006431	SIG-0006433
CX 0085	E-mail from Victor Pais to Ryan Cardin re: Our appeal for help with the BA provision in the ARRA bill w/Attach: Appeal Letter to Sen Menendez-020109.pdf; ARRA-BA Amendment-012709.pdf; WASMA-Amendment-ARRA-Modification-012809.doc; Customer Letter-for-Open Choice-020109.pdf	2/1/2009	SIG-0007771	SIG-0007783
CX 0086	Letter from Victor Pais to SIG-BOD re: BOD Update with an Important MAP	6/5/2009	SIG-0008049	SIG-0008057
CX 0087	E-mail from Victor Pais to Cindy Dayotas and Adam Warren re: E-mails LR may have missed w/Attach: Victor Victor Pais to M20_Urgent_Final Customer Letter for Sigma Pricing plan.msg; VP to M20_Important_Sales_GM_PBT \$ Impact of Tyler Price Revision.msg; Victor Victor Pais (Sigma) to Perry Fowler (AGC)_Thank you for your support with EPA and BA Issue.msg	4/27/2009	SIG-0008207	SIG-0008219
CX 0089	Sigma MDA FAQ	9/23/2009	SIG-0009760	SIG-0009766
CX 0090	E-mail from Stuart Box to Billie Sue Atkinson, Mitchell Rona, Gopi Ramanathan et al.re: SDP trip report to Mueller Albertville	7/9/2009	SIG-0016817	SIG-0016821
CX 0091	E-mail from Victor Pais to Siddharth Bhattacharji re: Powerpoint Presentation for Mtg with Frontenac w/Attach: Stuart Box 122309 Revised.pptx	11/20/2009	SIG-0018808	SIG-0018810
CX 0098	OEM Distribution Agreement (Draft edited 9/7/09)	9/7/2009	SIG-0019672	SIG-0019695
CX 0099	E-mail from Jim McGivern to Walter Florence, Jeff Marcus, Victor Pais et al. re: conf. call	7/28/2009	SIG-0022881	SIG-0022888
CX 0101	E-mail from Walter Florence to Siddharth Bhattacharji, Victor Pais, James P. Smith et al. re: BA Update	3/17/2009	SIG-0025783	SIG-0025784

SIGMA CORPORATION
Attachment A

CX 0156	E-mail from Walter Florence to Jim McGivern re: EPA eases stimulus 'Buy American' rule	8/11/2009	SIG-0020035	SIG-0020037
CX 0158	E-mail from Thad G. Long to Rick Tatman, David Green, Tom Brakefield et al. re: DIFRA Bylaws w/Attach: Articles_of_incorporation_of_Ductile_Iron_Fittings_Research_Association.DOC, BHM-#15234103-v6-Ductile_Fittings_Research_Association_(DIFRA) - Bylaws.DOC	2/12/2008	SIG-0033693	SIG-0033712
CX 0159	E-mail from Tom Brakefield to Thad G. Long, Victor Pais, Dan McCutcheon et al. re: [no subject]	5/5/2008	SIG-0033851	SIG-0033853
CX 0160	E-mail from Rick Tatman to Thad G. Long, Tom Brakefield, Victor Pais et al. re: DIFRA	5/5/2008	SIG-0033854	SIG-0033856
CX 0162	E-mail from Victor Pais to Alex and Gopi Ramanathan re: My mtg with LMZ -- and a XINDIA/XXP Review w/Attach: XINDIA-XXP-MAJOR REVIEW-08408.doc, VP to Mr Fang_CONFIDENTIAL--Opportunities for Sigma and XXP in India and ME.msg, Victor to Ruffner_Response to your interest in ISO Fittings and Summary of Global opportunities....msg	8/5/2008	SIG-0068502	SIG-0068519
CX 0209	E-mail from Victor Pais to Victor Pais re: Various BA options	4/23/2009	SIG-0008346	SIG-0008349
CX 0211	E-mail from Victor Pais to Siddharth Bhattacharji re: QRR Meeting with YBH	4/26/2009	SIG-0008278	SIG-0008280
CX 0212	E-mail from Victor Pais to M20 re: Urgent Final Customer Letter for Sigma Pricing plan w/Attach: Customer Letter -Pricing Review-Fittings-042709.pdf	4/27/2009	SIG-0001545	SIG-0001548
CX 0213	E-mail from Victor Pais to Michelle McNamee re: Thank you -- I will see you Friday morning @ 9 am	4/29/2009	SIG-0008194	SIG-0008196
CX 0214	E-mail from Victor Pais to Walter Florence, Fang Gang, Jim McGivern et al. re: A Comprehensive Market and Plan Review w/ Attach: BOD-UPDATE-MARKET REVIEW-50409.doc, Victor Pais to Shanaghan_A formal appeal to EPA for waiver consideration.msg, CUSTOMER LETTER -PRICING REVIEW-FITTINGS-042709, PIR-709-50109.xls	5/4/2009	SIG-0014343	SIG-0014350
CX 0219	E-mail from Mitchell Rona to liuguang re: Need for your help to work with XPF to get some foam pieces for trial casting in USA	5/21/2009	SIG-0001415	SIG-0001416
CX 0220	E-mail from Victor Pais to Siddharth Bhattacharji re: Response to Bruce/Metafit... w/Attach: RESPONSE-to-BRUCE-METALFIT-052209.doc	5/23/2009	SIG-0001523	SIG-0001525

SIGMA CORPORATION
Attachment A

CX 0225	E-mail from Victor Pais to OEMS re: McWane's Agreement to See Sigma Domestic Product w/Attach: Sigma - Domestic Product Agreement 6.4.2009.pdf	6/5/2009	SIG-0001557	SIG-0001559
CX 0228	E-mail from Mitchell Rona to Victor Pais re: Display of SDP samples @ AWWA and SDP/BA review	6/11/2009	SIG-0005624	SIG-0005627
CX 0231	E-mail from Siddharth Bhattacharji to Stuart Box re: development plans for SDP	6/16/2009	SIG-0016570	SIG-0016571
CX 0237	E-mail from Mitchell Rona to Stuart Box and Gopi re: Updated with GR1 comments...excel spreadsheet to follow	7/3/2009	SIG-0002863	SIG-0002865
CX 0238	E-mail from Bob Leggett to Victor Pais re: AWWA Follow Up	7/8/2009	SIG-0003123	SIG-0003125
CX 0240	E-mail from Mitchell Rona to Stuart Stuart Box and Gopi Ramanathan re: Updated File w/Attach: SDPcompiledlist-V2.xls	7/11/2009	SIG-0003149	SIG-0003150
CX 0241	E-mail from Greg Fox to Victor Pais, Al Richardson, Siddharth Bhattacharji et al. re: ARRA compliance/SDP update	7/13/2009	SIG-0003184	SIG-0003186
CX 0243	E-mail from Mitchell Rona to Thomas Walton re: Sigma Proposal to McWane for Domestic Fittings w/Attach: McWane-Sigma-07-13-09.doc	7/14/2009	SIG-0003201	SIG-0003202
CX 0246	E-mail from Gopi Ramanathan to Siddharth Bhattacharji re: QRR Tooling cost for SDP w/Attach: Final Tooling - Sigma Board - Fittings - V2=SDP.xls	7/20/2009	SIG-0003224	SIG-0003260
CX 0246-A	E-mail from Gopi Ramanathan to Siddharth Bhattacharji re: QRR Tooling cost for SDP w/Attach: Final Tooling - Sigma Board - Fittings - V2=SDP.xls	7/20/2009	SIGTP00115745	SIGTP00115747
CX 0248	E-mail from Mitchell Rona to OEM5 re: My Discussion with Rick Tatman concerning our proposal to McWane w/Attach: McWane-Sigma-07-13-09-reply.doc	7/23/2009	SIG-0002046	SIG-0002048
CX 0257	E-mail from Stuart Stuart Box to Mitchell Rona, Gopi Ramanathan, Siddharth Bhattacharji et al. re: MFT tooling cost for duplication of existing c153 tooling w/Attach: 09-08-04QuotationMetaliftMJTooling.xls	8/12/2009	SIG-0017478	SIG-0017494
CX 0258	E-mail from Victor Pais to Mitchell Rona, OEM5 re: Sigma Plans for BA sourcing	8/18/2009	SIG-0003508	SIG-0003510
CX 0265	E-mail from Victor Pais to OEMS re: Email from RT saying no to us selling USP thru our Master Distribution Agreement	8/30/2009	SIG-0002095	SIG-0002097
CX 0266	E-mail from Victor Pais to OEM5, Jim McGivern re: few comments on the terms and conditions from Tyler	9/1/2009	SIG-0025331	SIG-0025335

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CX 0269	E-mail from Mitchell Rona to Siddharth Bhattacharji, Victor Pais, Jim McGivern et al. re: update from SB1	9/7/2009	SIG-0025256	SIG-0025261
CX 0271	E-mail from Jim McGivern to Victor Pais, Siddharth Bhattacharji, Mitchell Rona et al. re: Master Distribution Agreement	9/9/2009	SIG-0003947	SIG-0003947
CX 0272	E-mail from Joseph W. Spransy to James M. Proctor re: Sigma Corp.-Tyler Union agreement respecting domestic fittings w/Attach: McWane SIGMA_MDA-090809-sigma version.JWS.(3).doc	9/9/2009	SIG-0030206	SIG-0030211
CX 0278	E-mail from Victor Pais to Rick Tatman re: Signed Master Distribution Agreement document	9/15/2009	SIG-0005021	SIG-0005042
CX 0282	E-mail from Stuart Box to Mitchell Rona re: Final LF casting poured and cleaned at EF this week w/Attach: Sigma SDP Fittings LF trails.pptx	9/21/2009	SIG-0000825	SIG-0000842
CX 0291	E-mail from Victor Pais to SST-ALL re: IMPORTANT- A review of 09 + a POA for Planning for 2010... w/Attach: RST-2010-GUIDELINE-VP&LRV1-110509.xls	11/6/2009	SIG-0001824	SIG-0001833
CX 0294	E-mail from Raju Kakani to Christopher King and Tom Brakefield re: Action items from MRR on 2/19/10	2/23/2010	SIG-0010247	SIG-0010247
CX 0300	E-mail from Mitchell Rona to Rick Tatman re: AWWA fittings 4" thru 64" w/Attach: pricing for tyler-122909.xls	12/28/2009	SIG-0002005	SIG-0002007
CX 0307	E-mail from Victor Pais to OEM5 re: Our disc on our SDP (Sigma Dom Prodn) plan	5/20/2009	SIG-0025847	SIG-0025848
CX 0308	E-mail from Walter Florence to Victor Pais and Gopi Ramanathan re: Response on your Korea sourcing plan – with strategic look @ other options...	5/16/2009	SIG-0005856	SIG-0005862
CX 0312	Letter from Victor Pais to WF re: A likely acquisition opportunity ... at the right time and the right fit	2/24/2009	SIG-0009894	SIG-0009897
CX 0313	Letter from Victor Pais to ARES Capital Corporation re: Advance Responses to Lender Questions	2/9/2009	SIG-0002517	SIG-0002528
CX 0314	E-mail from Al Richardson to Victor Pais re: I will be away on a quick visit to Birmingham Friday 5/1/09	4/30/2009	SIG-0006051	SIG-0006052
CX 0317	E-mail from Victor Pais to sina-GL re: TL mtg YBH on 5/14	5/13/2009	SIG-0014420	SIG-0014422
CX 0319	E-mail from Victor Pais to M20 re: reviewing DIFRA-08 further... w/Attach: DIFRA-SIGMA-SMS-1208.xls	5/10/2009	SIG-0001553	SIG-0001559
CX 0328	E-mail from Mitchell Rona to John Hagelskamp re: AIP Agreement, etc w/Attach: AIP-final EI List.xls, ACIPCO-INV PURCHASE-PROPOSAL-REVISED-051109.DOC, Sigma-AVH-042409, dr metals top 10.xlsUPPER BBLs.XLS	5/15/2009	SIG-0001725	SIG-0001730

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CX 0893	E-mail from Matt Minamyer to Craig Schapiro re: New Multipliers - Star Pipe Products	2/7/2008	SIG-0061257	SIG-0061258
CX 0895	E-mail from Stuart Box to SDP re: trip report to XXP for LF	10/31/2009	SIG-0000971	SIG-0000972
CX 0896	Letter from Jerry Jansen to Tyler/Union Utility Customers in CA re: Pricing Multiplier Adjustment Effective February 18, 2008	1/18/2008	SIG-0053328	SIG-0053328
CX 0897	E-mail from Mitchell Rona to Tom Morton re: McWane Domestic Prices thru Sigma	8/27/2009	SIG-0001034	SIG-0001034
CX 0899	E-mail from Mitchell Rona to Siddharth Bhattacharji re: Lost Foam next step	9/7/2009	SIG-0001158	SIG-0001158
CX 0902	E-mail from Siddharth Bhattacharji to Victor Pais and Mitchell Rona re: my thoughts on the BE mtg tomorrow (almost!)	3/25/2009	SIG-0001510	SIG-0001512
CX 0904	E-mail from Victor Pais to Greg Hyland re: BA follow up	6/17/2009	SIG-0001754	SIG-0001755
CX 0905	Sigma's Regional Management Review (RMR)	10/27/2009	SIG-0001814	SIG-0001823
CX 0906	E-mail from Mike Hays to Mitchell Rona re: Fittings Summary w/Attach: Sigma domestic fittings summary.doc	9/15/2009	SIG-0001913	SIG-0001914
CX 0908	E-mail from Victor Pais to OEM5 re: unwelcome reversal by McWane about Pvt Label!	4/9/2009	SIG-0002038	SIG-0002038
CX 0909	E-mail from Victor Pais to Mitchell Rona re: Larry to Ruffner w/Attach: Ruffner Page letter 7-17-09.doc	7/17/2009	SIG-0002044	SIG-0002045
CX 0910	E-mail from Victor Pais to OEM5 re: QRR to resp from McW to new 'SDP (Shared Dom Prodn)' Plan!	7/23/2009	SIG-0002049	SIG-0002050
CX 0911	E-mail from Victor Pais to OEM5 re: Review of McW-SIGMA Master Distribution Agreement offer w/Attach: MCWANE-SIGMA MDA-080309.doc	8/3/2009	SIG-0002055	SIG-0002059
CX 0914	Letter from Victor Pais to Sigma BOD Team re: BOD Update ... Market Review	5/4/2009	SIG-0002611	SIG-0002617
CX 0915	Letter from Victor Pais to Larry Rybacki re: HTN Visit	5/17/2009	SIG-0002619	SIG-0002622
CX 0916	Letter from Victor Pais to PNC Team Attn: Craig Stillwagon and Pat McConnell re: An interesting NEW opportunity...the 'P2' Plan	12/12/2008	SIG-0002627	SIG-0002632
CX 0917	Letter from Victor Pais to Walter Florence, Jim McGivern re: Your visit to HTN...'S2' review	12/10/2009	SIG-0002635	SIG-0002642
CX 0919	Letter from Victor Pais to Larry Rybacki re: Sales Strategy - 09 SUMMARY	11/1/2008	SIG-0002815	SIG-0002817
CX 0920	E-mail from Mitchell Rona to Victor Pais and OEM5 re: Alan Master Distributor Agreement with McWane	7/14/2009	SIG-0003199	SIG-0003200
CX 0921	E-mail from Stuart Box to Victor Pais and OEM5 re: Continuing to review Tyler offer letter w/Attach: IMG_0544.JPG	7/31/2009	SIG-0003292	SIG-0003296

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CX 0922	E-mail from Mitchell Rona to OEM5 re: Email from RT saying no to us selling USP thru our Master Distribution Agreement	8/29/2009	SIG-0003662	SIG-0003663
CX 0923	E-mail from Ion a Shenoy to Victor Pais re: - SOS - Birmingham Activity update.. w/Attach: SOS Update VM-M20 082709.doc	9/2/2009	SIG-0003740	SIG-0003742
CX 0924	E-mail from Siddharth Bhattacharji to Dave Pietryga re: contact at AGC to support the de-minimums ruling	11/4/2009	SIG-0003825	SIG-0003826
CX 0925	E-mail from Siddharth Bhattacharji to Victor Pais, Jim McGivern, Larry Rybacki et al. re: here is my redline and clean copy versions of the customer letter w/Attach: BA-MDA-Customer letter 090809	9/9/2009	SIG-0003939	SIG-0003945
CX 0929	E-mail from Dave Pietryga to Victor Pais re: ARRA	9/18/2009	SIG-0004087	SIG-0004088
CX 0934	E-mail from Siddharth Bhattacharji to George Liu re: need your help with SDP of PRP	10/3/2009	SIG-0004268	SIG-0004269
CX 0935	E-mail from Walter Florence to Siddharth Bhattacharji, McGivern and Victor Pais re: call with US COC	11/3/2009	SIG-0004415	SIG-0004416
CX 0938	Sigma's Monthly Financial Report For the Period Ended October 31, 2009	11/25/2009	SIG-0004495	SIG-0004498
CX 0939	E-mail from Mitchell Rona to Jim McGivern and OEM5 re: Hajoca	12/15/2009	SIG-0004684	SIG-0004685
CX 0940	E-mail from Jim McGivern to Mitchell Rona, OEM5 re: Hajoca	12/15/2009	SIG-0004686	SIG-0004687
CX 0943	E-mail from Victor Pais to Mitchell Rona re: Follow up of McWane dialog...	8/5/2009	SIG-0004893	SIG-0004893
CX 0944	Letter from Victor Pais to Ruffner Page re: Personal	6/9/2009	SIG-0004895	SIG-0004897
CX 0946	E-mail from Victor Pais to Siddharth Bhattacharji re: URGENT meeting this mrg...	8/24/2009	SIG-0004919	SIG-0004921
CX 0947	E-mail from Victor Pais to OEM5 re: Draft of the proposed Customer Letter about BA/MDA	9/9/2009	SIG-0004961	SIG-0004962
CX 0948	E-mail from Victor Pais to Mitchell Rona re: Master Distribution Agreement follow up	9/9/2009	SIG-0004963	SIG-0004965
CX 0950	E-mail from Victor Pais to Rick Tatman re: Signed Master Distribution Agreement document and draft customer letter... w/Attach: BA-MDA-CUSTOMER LETTER-091509.doc	9/17/2009	SIG-0005071	SIG-0005075
CX 0951	E-mail from Victor Pais to OEM5 re: RT's resp to draft of BA-MDA-CUSTOMER LETTER-091509.doc w/Attach: BA-MDA-CUSTOMER LETTER-091509.doc	9/17/2009	SIG-0005076	SIG-0005079
CX 0952	E-mail from Victor Pais to Mitchell Rona and OEM5 re: Master Distribution Agreement vs De Minimis (which way to play the game) w/Attach: MDA-GM COMP-092309.xls	9/23/2009	SIG-0005149	SIG-0005157

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CX 0953	E-mail from Victor Pais to Larry Rybacki re: Caution about VR on Master Distribution Agreement --> Sigma Rebate on Domestic Fittings	9/24/2009	SIG-0005176	SIG-0005176
CX 0954	E-mail from Victor Pais to Walter Florence and M5 re: ARRA/BA & Chamber of Commerce	10/31/2009	SIG-0005254	SIG-0005255
CX 0955	E-mail from Victor Pais to Walter Florence, McGivernand Siddharth Bhattacharji re: US Chamber Conference Call - Confirm 11/4 @ 5pm EST (4pm Central)	11/4/2009	SIG-0005263	SIG-0005265
CX 0956	E-mail from Mark Meyer to Victor Pais re: Response to your update abt Star's deliveries (guys, see bel...	6/25/2009	SIG-0005348	SIG-0005350
CX 0957	E-mail from Walter Florence to Victor Pais and Jeff Marcus re: Ares call	6/24/2009	SIG-0005374	SIG-0005378
CX 0958	E-mail from Siddharth Bhattacharji to Jeff Marcus and Victor Pais re: capturing the SDP expenses	6/18/2009	SIG-0005488	SIG-0005488
CX 0959	E-mail from Stuart Box to Siddharth Bhattacharji re: development plans for SDP	6/17/2009	SIG-0005505	SIG-0005507
CX 0961	E-mail from Siddharth Bhattacharji to Siddharth Bhattacharji re: step-by-step-waiver-ARRA w/Attach: step-by-step-waiver-ARRA	6/13/2009	SIG-0005568	SIG-0005572
CX 0962	E-mail from Siddharth Bhattacharji to Victor Pais, Rybacki and Tom Brakefield re: mtg distributors to discuss ARRA and BA in AWWA	6/7/2009	SIG-0005705	SIG-0005705
CX 0963	E-mail from Stuart Box to Siddharth Bhattacharji, Gopi Ramanathan, Victor Pais et al. re: notes from our meeting 6/03 & 04	6/5/2009	SIG-0005750	SIG-0005754
CX 0964	E-mail from Stuart Box to Victor Pais and Siddharth Bhattacharji re: Response on your Korea sourcing plan -- with strategic look @ other options... w/Attach: slide cost analysis using domestic quotes.xls	5/15/2009	SIG-0005907	SIG-0005918
CX 0965	E-mail from Michael Walsh to Mike Roy, Kevin Flanagan, Ken Stephenson et al. re: Multiplier & List Change w/Attach: Price Multipliers for May 12 2009.doc	5/11/2009	SIG-0005954	SIG-0005955
CX 0966	E-mail from Siddharth Bhattacharji to liuguang, Liu and Pramod Neotia re: an update on our ftgs pricing strategy w/Attach: CUSTOMER LETTER - PRICING REVIEW-FITTINGS-042709.pdf	4/28/2009	SIG-0006060	SIG-0006061
CX 0968	E-mail from Stuart Box to Victor Pais and OEM5 re: BA Options	4/24/2009	SIG-0006163	SIG-0006166
CX 0969	E-mail from Mitchell Rona to Victor Pais and Siddharth Bhattacharji re: QRR-->KO	4/23/2009	SIG-0006198	SIG-0006201

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CX 0974	E-mail from Siddharth Bhattacharji to Jeff Marcus re: our appraisal (JM Request for file) w/Attach: response to your questions about the market and pricing.msg; response to your questions.msg	3/3/2009	SIG-0006850	SIG-0006857
CX 0977	E-mail from Tom Brakefield to Victor Pais, Siddharth Bhattacharji and Larry Rybacki re: Draft of 'OPEN CHOICE CUSTOMER LETTER' ... w/Attach: 'OPEN CHOICE' CUSTOMER LETTER-012809.doc	1/28/2009	SIG-0007852	SIG-0007855
CX 0978	E-mail from Victor Pais to Mitchell Rona, Siddharth Bhattacharji, Gopi Ramanathan et al. re: Recap of SDP meeting from Wednesday June 17th	6/18/2009	SIG-0008015	SIG-0008017
CX 0985	E-mail from Victor Pais to M20 re: Reviving DIFRA w/Attach: DIFRA-SIGMA-SMS-1108.xls	5/4/2009	SIG-0008179	SIG-0008183
CX 0988	E-mail from Victor Pais to Gary Crawford and Stephen Gables re: Our letter to EPA w/Attach: Victor Victor Pais to Peter [Deleted Object] formal appeal to EPA for waiver consideration.msg	4/24/2009	SIG-0008314	SIG-0008317
CX 0989	E-mail from Victor Pais to M20: Tyler Price Increase	4/16/2009	SIG-0008402	SIG-0008406
CX 0993	E-mail from Victor Pais to Walter Florence, McGivernand Siddharth Bhattacharji re: US Chamber Conference Call - Confirm 11/4 @ 5pm EST (4pm Central)	3/11/2010	SIG-0009770	SIG-0009772
CX 0995	E-mail from Victor Pais to M20 re: URGENT --> A comprehensive MAP-1 : SALES STRATEGY for 09 w/Attach: RST-09-MAP1--SALES STRATEGY-M20-111108.doc	11/11/2008	SIG-0009844	SIG-0009850
CX 0996	Letter from Victor Pais to Sigma Sales Team re: Follow up of our plans for BA--Master Distribution Agreement with Tyler/Union and additional source for domestic Fittings in the 30 - 48"	9/30/2009	SIG-0009951	SIG-0009954
CX 0997	E-mail from Ion a Shenoy to Victor Pais re: - SOS Update (from VM) - Master Distribution Agreement w/Attach: SOS Master Distribution Agreement VP-VM 090909.doc	9/22/2009	SIG-0009955	SIG-0009958
CX 1000	E-mail from Siddharth Bhattacharji to Jim re: SDA	1/19/2010	SIG-0010911	SIG-0010911
CX 1001	Letter from Victor Pais to ARES team re: Response to you queries	12/11/2008	SIG-0011038	SIG-0011041
CX 1002	E-mail from Victor Pais to M20 re: Review of our FTG pricing -- by MULT + PER LB w/Attach: FTG PRIC REVIEW-MULT-PER LB-08.xls	1/27/2009	SIG-0011253	SIG-0011258
CX 1003	E-mail from Victor Pais to Walter Florence re: BA review and Response to your queries w/Attach: BA REVIEW-RESPONSES to WF-022009.doc	2/20/2009	SIG-0013004	SIG-0013009

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CX 1004	E-mail from Mark Meyer to Siddharth Bhattacharji re: ARRA compliant products	3/15/2009	SIG-0013281	SIG-0013288
CX 1007	E-mail from Andy Podner to Siddharth Bhattacharji re: MHCN and Sigma w/Attach: ARRA-Dodge Presentation(rev6-8-09).doc	6/10/2009	SIG-0014896	SIG-0014900
CX 1008	Sigma ARRA Projects in the McGraw Hill / F.W. Dodge Network	6/8/2009	SIG-0014901	SIG-0014907
CX 1009	E-mail from Walter Florence to M4-BFA and Jim McGivern re: follow up on yesterday	6/10/2009	SIG-0014914	SIG-0014916
CX 1011	E-mail from Siddharth Bhattacharji to Mark Meyer re: BA	5/27/2009	SIG-0016419	SIG-0016420
CX 1014	E-mail from Victor Pais to Larry Rybacki re: URGENT -- Need to stabilize market pricing w/Attach: PRICE INCREASE LETTER-112408.doc	11/24/2008	SIG-0016744	SIG-0016745
CX 1016	E-mail from Victor Pais to Larry Rybacki re: draft of letter to Ruffner w/Attach: RP-McW 062309.doc	7/1/2009	SIG-0017109	SIG-0017111
CX 1017	E-mail from to Mitchell Rona to Gopi Ramanathan and Stuart Box re: Updated SDP File w/Attach: SDPcompiledlist.xls	7/10/2009	SIG-0017116	SIG-0017140
CX 1018	E-mail from Jim McGivern to Victor Pais re: Possible Master Distributor Agreement with McWane	7/13/2009	SIG-0017142	SIG-0017143
CX 1020	E-mail from Stuart Box to Siddharth Bhattacharji, Mitchell Rona, Gopi Ramanathan et al. re: some questions on the MTF offer	8/12/2009	SIG-0017481	SIG-0017482
CX 1022	E-mail from Victor Pais to Gopi Ramanathan re: follow up of our lunch mtg 9/16 -- Confidential BOD update w/Attach: BOD-UPDATE-GL-091409.doc	9/18/2009	SIG-0018232	SIG-0018241
CX 1023	Letter from Victor Pais to Fang Gang re: A Strategic Update - State of Sigma and a few BIG Opportunities...	10/4/2009	SIG-0018577	SIG-0018585
CX 1024	E-mail from Craig Schapiro to Larry Rybacki re: Pricing Corrections	11/3/2009	SIG-0018736	SIG-0018737
CX 1032	E-mail from Michael Walsh to Larry Rybacki and Jim McGivern re: CRM domestic fitting business plan...a success story	1/15/2010	SIG-0022068	SIG-0022069
CX 1033	E-mail from Dave Pietryga to Tom Brakefield, Jim McGivern, Larry Rybacki et al. re: Market Pricing	1/28/2010	SIG-0022209	SIG-0022209
CX 1036	Sigma: Key Operational Highlights - January 2010	3/2/2010	SIG-0022442	SIG-0022444
CX 1042	E-mail from Victor Pais to M20 re: Review of RST-09...PCA-09...PLAN-09 w/Attach: RST-GMT-09-050109-V6.xls	5/6/2009	SIG-0023200	SIG-0023203
CX 1045	E-mail from Siddharth Bhattacharji to Jim McGivern and Victor Pais re: status on Master Distribution Agreement	9/4/2009	SIG-0025318	SIG-0025320

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CX 1046	E-mail from Mitchell Rona to OEM5 re: Completed negotiations with McWane.....please read carefully w/Attach: Terms and Conditions of Sale-Tyler.doc; MDA-RESPONSE-final-08-31-09.doc	8/31/2009	SIG-0025345	SIG-0025348
CX 1047	E-mail from Jim McGivern to Siddharth Bhattacharji re: recd latest email from James M. Proctor	9/4/2009	SIG-0025443	SIG-0025447
CX 1049	E-mail from Victor Pais to Siddharth Bhattacharji, Walter Florence and S. Goldblatt re: QRR on yours -- dilemma	2/27/2009	SIG-0025767	SIG-0025769
CX 1051	E-mail from Victor Pais to S. Goldblatt re: Update on EPA w/Attach: Victor Pais to Peter ShanaghanP_formal appeal to EPA for Waiver consideration.msg	4/24/2009	SIG-0025841	SIG-0025842
CX 1052	E-mail from Gopi Ramanathan to Victor Pais and OEM5 re: Our disc on our 'SDP (Sigma Dom Prodn) plan	5/24/2009	SIG-0025853	SIG-0025855
CX 1053	E-mail from Victor Pais to Walter Florence re: A few strategic Options for SIG...including a 'Big Plan'...'MAX'?	5/26/2009	SIG-0025856	SIG-0025860
CX 1058	Letter from Larry Rybacki to Sigma's Valued Customer re: Pricing Review for AWWA MJ Fittings	4/24/2009	SIG-0026895	SIG-0026896
CX 1060	Letter from Larry Rybacki to Sigma Utility Fittings Customers in ME, VT, NH et al. re: New Multipliers effective May 12, 2009 off New List Price Sheet dated the same.	5/8/2009	SIG-0026986	SIG-0026986
CX 1063	E-mail from Victor Pais to M4-BFA and Tom Brakefield re: Response to Ares questionnaire... w/Attach ARES-QUESTIONNAIRE RESPONSE-071609.doc	7/16/2009	SIG-0027775	SIG-0027781
CX 1066	E-mail from Tom Brakefield to Michael Walsh re: CRM domestic fitting business plan...a success story	12/10/2009	SIG-0029992	SIG-0029993
CX 1067	E-mail from Michael Walsh to Jim McGivern, Tom Brakefield, Al Richardson et al. re: Agenda items for TDG	1/13/2010	SIG-0030021	SIG-0030021
CX 1069	E-mail from Victor Pais to Walter Florence, Bhattacharji and S. Goldblatt re: Re-thinking 'BA' strategy -- an interesting dilemma	2/26/2009	SIG-0030709	SIG-0030710
CX 1070	E-mail from Larry Rybacki to M20 re: Tyler Union Letter w/Attach: Tyler Union Letter 1-27-09.tif	1/27/2009	SIG-0031214	SIG-0031215
CX 1072	E-mail from Victor Pais to Dan McCutcheon and Larry Rybacki re: Thank you for your support... w/Attach WASMA-BA AMENDMENT to ARRA-012709.pdf, WASMA-AMENDMENT-ARRA-MODIFICATION #2-012809.doc, WASMA-FINAL WHITE PAPER-012609.doc, WASMA-COVER LETTER-012609.doc	1/30/2009	SIG-0031373	SIG-0031385

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CX 1074	Sigma Letter to M5 re : '10-in-10' .. Top 10 goals for the 'M5' team for PLAN-10	12/7/2009	SIG-0031999	SIG-0031999
CX 1076	E-mail from Walter Florence to Victor Pais re: A few strategic Options for SIG...including a 'Big Plan'...'MAX'?	5/26/2009	SIG-0032214	SIG-0032218
CX 1077	E-mail from Michael Walsh to Victor Pais re: QRR –ECDA pricing	12/18/2008	SIG-0032461	SIG-0032463
CX 1080	Agenda for DIFRA meeting - 3/27/2008	3/27/2008	SIG-0033569	SIG-0033569
CX 1081	E-mail from Tom Brakefield to Rick Tatman re: DIFRA	2/7/2008	SIG-0033686	SIG-0033688
CX 1083	E-mail from Tom Brakefield to Larry Rybacki re: Proposed Trade Association Meeting - Ductile Iron Fittings Research Association (DIFRA)	2/13/2008	SIG-0033713	SIG-0033715
CX 1084	E-mail from Dan McCutcheon to Thad G. Long, Tom Brakefield, Rick Tatman et al. re: DIFRA Meeting	3/3/2008	SIG-0033723	SIG-0033724
CX 1085	E-mail from Dan McCutcheon to Tom Brakefield, Thad G. Long, Victor Pais et al. re: [no subject]	5/7/2008	SIG-0033863	SIG-0033865
CX 1086	E-mail from Tom Brakefield to Larry Rybacki re: DIFRA numbers	6/5/2008	SIG-0033880	SIG-0033880
CX 1087	E-mail from Victor Pais to Walter Florence re: My quick trip to Birmingham	10/20/2008	SIG-0034036	SIG-0034040
CX 1088	E-mail from Victor Pais to M20 re: An important Review of DIFRA (SRP) and SMS (Sigma Market Share) w/Attach: DIFRA-SIGMA-SMS-808.xls	10/13/2008	SIG-0034050	SIG-0034056
CX 1089	E-mail from Tom Brakefield to Larry Rybacki re: DIFRA	5/6/2008	SIG-0034406	SIG-0034408
CX 1090	E-mail from Tom Brakefield to Larry Rybacki re: response to the tonnage for DIFRA w/Attach re: DIFRA Input Output Format Rev 2 xls (3).xls	5/30/2008	SIG-0034420	SIG-0034423
CX 1091	E-mail from Dan McCutcheon to Tom Brakefield re: DIFRA numbers	6/5/2008	SIG-0034424	SIG-0034424
CX 1092	E-mail from Victor Pais to M20 re: DIFRA Data and Sigma Market Share (SMS) review w/Attach: DIFRA-SMS-408-SUMMARY.xls	6/19/2008	SIGTP00016204	SIGTP00016206
CX 1095	E-mail from Victor Pais to Walter Florence re: My quick trip to Birmingham	10/31/2008	SIG-0034827	SIG-0034831
CX 1096	Letter from Victor Pais to Walter Florence re: response to your PLAN-09 inputs...	11/17/2008	SIG-0034860	SIG-0034864
CX 1098	E-mail from Bob Leggett to Victor Pais re: AWWA Follow Up	7/1/2009	SIG-0034946	SIG-0034946
CX 1100	E-mail from Victor Pais to Siddharth Bhattacharji re: your letter to WF with my edits w/Attach: response to walter 121009.doc	12/10/2009	SIG-0036028	SIG-0036034
CX 1101	E-mail from Fred Stevens to Victor Pais and Dave Pietryga re: Proposal for VR-09 for Michigan Pipe and Valve	1/22/2009	SIG-0036980	SIG-0036981
CX 1102	E-mail from Victor Pais to Dan McCutcheon re: Follow up to discuss the stimulus bill/BA	2/2/2009	SIG-0037389	SIG-0037391

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CX 1103	E-mail from Al Richardson to Victor Pais and RM6 re: Pricing Alert in NTX and OK...	2/23/2010	SIG-0037763	SIG-0037767
CX 1104	E-mail from Victor Pais to M20, Jim Stohr, Joel Wilmsmeyer et al. re: A New Opportunity to improve Pricing -- FAB... w/Attach: uvintl pricing.pdf	1/18/2010	SIG-0038617	SIG-0038620
CX 1108	E-mail from Victor Pais to Greg Fox and Larry Rybacki re: Need to stabilize market pricing	11/4/2008	SIG-0040121	SIG-0040124
CX 1109	E-mail from Victor Pais to Dick Williams re: PW Playing Field w/Attach: SIG-PW-Growth Strategy Update.doc	12/5/2008	SIG-0040241	SIG-0040248
CX 1111	E-mail from Victor Pais to Dan McCutcheon re: Lunch Thursday	12/9/2008	SIG-0052160	SIG-0052160
CX 1112	E-mail from Victor Pais to Dan McCutcheon re: mtg..	9/3/2009	SIG-0052376	SIG-0052376
CX 1113	E-mail from Ruffner Page to Victor Pais re: Response to your feedback -- a strategic opportunity...	1/4/2008	SIG-0052897	SIG-0052898
CX 1114	E-mail from Siddharth Bhattacharji to Barry Keane re: price increase announcement by Tyler w/Attach: 20080114102950625.pdf	1/15/2008	SIG-0053116	SIG-0053117
CX 1117	E-mail from Rick Tatman to Victor Pais re: 3"-8" DIWF from Tyler/Union	2/1/2008	SIG-0053397	SIG-0053397
CX 1121	E-mail from Raju Kakani to Victor Pais re: Tyler multiplier analysis w/Attach: 2007SalesWithTylerBlendedMult.xls	2/19/2008	SIG-0053561	SIG-0053567
CX 1122	E-mail from Dan McCutcheon to Victor Pais re: Nit Noi Thai Restaurant & Nit Noi Cafe	2/19/2008	SIG-0053608	SIG-0053608
CX 1124	E-mail from Mitchell Rona to Siddharth Bhattacharji and Victor Pais re: 3"-8" DIWF from Tyler/Union	3/11/2008	SIG-0054525	SIG-0054528
CX 1125	E-mail from Dick Williams to Victor Pais and M20 re: Our pricing strategy for FTGs	4/11/2008	SIG-0055257	SIG-0055258
CX 1126	E-mail from Christopher King to Victor Pais and M20 re: Change To Price increase letter	4/18/2008	SIG-0055497	SIG-0055498
CX 1127	E-mail from Greg Fox to Victor Pais, Larry Rybacki, Jeff Marcus et al. re: Regional Managers Review topics w/Attach: Regional Review April 2008.doc	4/26/2008	SIG-0055586	SIG-0055589
CX 1128	E-mail from Xa183@sprintpcs.com to M20 re: TylerUnion Price Increase w/Attach: TylerUnionAnnouncementMay72008.pdf	5/8/2008	SIG-0055830	SIG-0055831
CX 1129	E-mail from Tom Brakefield to Victor Pais and Larry Rybacki re: Star's tonnage data	5/17/2008	SIG-0056075	SIG-0056075
CX 1130	E-mail from Tom Brakefield to Victor Pais re: Star's tonnage data	5/30/2008	SIG-0056509	SIG-0056509
CX 1131	E-mail from Victor Pais to Walter Florence re: Following up on RED/D2H	5/8/2008	SIG-0057822	SIG-0057825

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CX 1132	E-mail from Victor Pais to M20 re: Revised Plant Work letter as discd @ RMR last week... w/Attach: Customer Letter-Plant Work Job Pricing 50508.pdf	5/6/2008	SIG-0057840	SIG-0057840
CX 1133	E-mail from Victor Pais to M20 re: Price increase	5/5/2008	SIG-0057850	SIG-0057850
CX 1134	E-mail from Victor Pais to Larry Rybacki and M20 re: Change To Price increase letter	4/18/2008	SIG-0057961	SIG-0057963
CX 1135	E-mail from Victor Pais to Dave Pietryga, Rybacki and Siddharth Bhattacharji re: Our pricing strategy for FTGs	4/14/2008	SIG-0057981	SIG-0057982
CX 1137	E-mail from Victor Pais to M20 re: Resp to your inputs on our Pricing Strategy...	4/11/2008	SIG-0057997	SIG-0057999
CX 1138	E-mail from Victor Pais to M20 re: Our pricing strategy for FTGs w/Attach: Sigma-Multiplier Map-508.pdf, Customer Letter-Plant Work & Job Pricing - 41008.doc	4/11/2008	SIG-0058000	SIG-0058003
CX 1141	E-mail from Victor Pais to Mitchell Rona and Siddharth Bhattacharji re: Follow up with Tyler	3/9/2008	SIG-0058296	SIG-0058297
CX 1142	E-mail from Victor Pais to Siddharth Bhattacharji, Mitchell Rona, Tom Brakefield et al. re: QRR -- DG + FTG from Union	2/8/2008	SIG-0058404	SIG-0058407
CX 1143	E-mail from Victor Pais to Dan McCutcheon re: our meeting	2/8/2008	SIG-0058408	SIG-0058408
CX 1145	E-mail from Victor Pais to M20 re: Multiplier Review w/Attach: Multiplier Review-by Terry-1207-12408.xls	1/24/2008	SIG-0058464	SIG-0058473
CX 1147	E-mail from Steve Goodwyn to Victor Pais re: MCC Floor Price Revision w/Attachments (List Pricing)	10/20/2008	SIG-0058519	SIG-0058538
CX 1149	E-mail from Mitchell Rona to OEM5 re: Short talk with Rick Tatman	8/22/2008	SIG-0059439	SIG-0059439
CX 1151	E-mail from Steve Goodwyn to M20 re: Fittings Multiplier Analysis w/Attach: Copy of FTG-PRC-MULT-608.xls, TYLER Feb 2008 Map-BLENDED.pdf, Tyler 08 Multiplier Revisions.ppt	7/25/2008	SIG-0060075	SIG-0060084
CX 1152	E-mail from Victor Pais to M20 re: MCC Floor Price Revision	10/17/2008	SIG-0060408	SIG-0060408
CX 1153	E-mail from Victor Pais to Siddharth Bhattacharji re: A few addl (may be even 2nd) thoughts on P2...	9/30/2008	SIG-0060494	SIG-0060495
CX 1154	E-mail from Victor Pais to Ashok Frank re: need to delay decision...	9/9/2008	SIG-0060579	SIG-0060580
CX 1155	E-mail from Victor Pais to M20 re: My visit to Concord 8/8/08...and a few recommendations...	9/2/2008	SIG-0060590	SIG-0060596
CX 1156	E-mail from Victor Pais to Walter Florence and Siddharth Bhattacharji re: Your observations as to the scope of 'P2 (Power-of-2)' Plan	8/28/2008	SIG-0060605	SIG-0060607

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CX 1157	E-mail from Victor Pais to Walter Florence, Ryback and Siddharth Bhattacharji re: Conf call with Ruffner - Friday 8/29 @ 11am EDT/10am CDT	8/26/2008	SIG-0060609	SIG-0060611
CX 1158	E-mail from Victor Pais to OEM5 re: My outline of Global opportunities to Ruffner... w/Attach: Re_VP to Ruffner_ISOPatterns & tooling.msg	7/10/2008	SIG-0060688	SIG-0060693
CX 1162	E-mail from Victor Pais to Walter Florence, Fang Gang, Jim McGivern et al. re: Resending -- Presentation package for Acquisition Plan 'D2H' w/Attachments	7/30/2008	SIG-0068486	SIG-0068510
CX 1163	E-mail from Victor Pais to Bill Mitch re: Dutco update... w/Attach: Victor to Naga_Follow up with a promising J_V opportunity....msg; XINDIA-XXP-McWane Strategic Plan-80408.doc	8/15/2008	SIG-0068520	SIG-0068531
CX 1164	Sigma: A Management Update	9/14/2009	SIG-0002602	SIG-0002610
CX 1166	E-mail from Victor Pais to OEM5 re: Draft of the proposed CUSTOMER LETTER about BA/MDA w/Attach: BA-MDA-CUSTOMER LETTER-090809	9/8/2009	SIG-0000778	SIG-0000782
CX 1172	E-mail from Siddharth Bhattacharji to Mark Meyer and Mitchell Rona re: our plans for MTF ftgs	3/6/2009	SIG-0001505	SIG-0001506
CX 1173	E-mail from Victor Pais to Bruce Ellenberger re: Our response to your follow about our interest in Metalfit...	5/26/2009	SIG-0001526	SIG-0001527
CX 1174	E-mail from Victor Pais to M20 re: DIFRA-SIGMA-SMS-1008 w/Attach: DIFRA-SIGMA-SMS-1008	12/7/2008	SIG-0009857	SIG-0009859
CX 1189	E-mail from Larry Rybacki to M20 re: Multiplier with Logo and Larry's Signature w/Attach: Sigma Multiplier Adjustment 2-25-08.doc	1/30/2008	SIG-0053393	SIG-0053394
CX 1194	OEM Distribution Agreement between McWane and Sigma	9/17/2009	SIG-00001	SIG-00021
CX 1291	E-mail from Walter Florence to M4-BFA re: From Craig: TYLER/UNION NEW price increase letter	1/14/2008	SIG-0053145	SIG-0053147
CX 1357	E-mail from Rick Fairbanks to John Hagelskamp re: AFC Fittings	5/28/2009	SIG-0035008	SIG-0035008
CX 1358	E-mail from Larry Rybacki to Rick Fairbanks re: Sigma Rebate on Domestic Fittings	9/24/2009	SIG-0004152	SIG-0004152
CX 1377	E-mail from Michael Walsh to Jim McGivern re: One more topic for the Chicago meeting	5/7/2010	SIGTP00005192	SIGTP00005192
CX 1378	E-mail from Michael Walsh to Harry Bair, Dennis Loughhead, Roy et al. re: price increase from Tyler?!	6/17/2010	SIGTP00005176	SIGTP00005176
CX 1379	E-mail from Michael Walsh to Victor Pais, Larry Rybacki, Siddharth Bhattacharji et al. re: Sigma Rebate on Domestic Fittings	9/24/2009	SIGTP00004993	SIGTP00004994
CX 1384	E-mail from Ken Stephenson to Michael Walsh, Harry Bair, Dennis Loughhead et al. re: price increase from Tyler?!	6/22/2010	SIGTP00006839	SIGTP00006840

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CX 1386	E-mail from Victor Pais to Stuart Box & M20 re: SDP plan -- going down the road...	6/14/2009	SIGTP00010785	SIGTP00010788
CX 1395	E-mail from Al Richardson to Victor Pais, M20, & Gopi Ramanathan re: Response on your Korea sourcing plan -- with strategic look @ other options...	5/15/2009	SIGTP00009022	SIGTP00009028
CX 1396	E-mail from Michael Walsh to Mike Roy, Susan Van Hook, Kevin Flanagan et al. re: New Sigma Price Increase Letter w/Attach: Sigma Price Increase 6-24-2010.pdf	6/25/2010	SIGTP00005143	SIGTP00005144
CX 1397	E-mail from Michael Walsh to Craig Schapiro re: Tyler Price Increase w/Attach: Tyler Increase Letter.pdf	6/25/2010	SIGTP00005141	SIGTP00005142
CX 1401	E-mail from Greg Fox to Al Richardson, Christopher King, Dave Pietryga et al. re: Southeast Multiplier Adjustment Announcement w/Attach: 20080131100925819.pdf	1/31/2008	SIGTP00004727	SIGTP00004728
CX 1402	E-mail from Craig Schapiro to M20 re: Star Pipe MULT Increase Letter w/Attach: 20071022121727240.pdf	10/22/2007	SIGTP00004700	SIGTP00004701
CX 1403	E-mail from Craig Schapiro to M20 re: Star - Utility Fittings Price List and Multiplier Change-FBE and P401	3/8/2011	SIGTP00007836	SIGTP00007837
CX 1404	E-mail from Craig Schapiro to M20 re: Star - Utility Fittings List Price and Multiplier Change	2/25/2011	SIGTP00007337	SIGTP00007338
CX 1405	E-mail from Michael Walsh to RM6 re: new price list?	2/21/2011	SIGTP00007320	SIGTP00007322
CX 1406	E-mail from Craig Schapiro to SIGALL re: Star - New Fitting Multipliers	6/18/2010	SIGTP00006846	SIGTP00006847
CX 1407	E-mail from Larry Rybacki to Al Richardson & Ion a Shenoy re: IS to above - Customer - Price Increase Letter from Larry..	6/24/2010	SIGTP00006832	SIGTP00006833
CX 1410	E-mail from Victor Pais to M20 re: HDS-SRT-07-T2 (By Region) w/Attach: RST-07-HDS-22807.xls	3/18/2007	SIGTP00004550	SIGTP00004552
CX 1413	E-mail from Victor Pais to M20 re: Price Increase Letter w/Attach: Mid-Year Price Increase Letter-060810.docx	6/8/2010	SIGTP00006788	SIGTP00006791
CX 1415	E-mail from Victor Pais to Al Richardson, Craig Schapiro, & M20 re: expected EPA final guidelines	6/25/2009	SIGTP00010926	SIGTP00010929
CX 1434	E-mail from Rick Tatman to Mitchell Rona re: Agreement to Sell Sigma Domestic Product w/Attach: Sigma - Domestic Product Agreement 6 4 2009.pdf	6/5/2009	SIG-0002014	SIG-0002014
CX 1435	E-mail from Rick Tatman to Victor Pais re: Notice of Termination Sigma Master Distribution Agreement w/Attach: Notice of Termination Sigma Master Distribution Agreement 2 17 2010.pdf	2/17/2010	SIG-0002022	SIG-0002022

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CX 1436	E-mail from Rick Tatman to Mitchell Rona re: TylerUnion Rules of Play - Sigma Master Distribution Agreement (2).doc w/Attach: TylerUnion Rules of Play - Sigma Master Distribution Agreement (2).doc	9/24/2009	SIG-0002035	SIG-0002035
CX 1437	E-mail from Larry Rybacki to Mitchell Rona, Jim McGivern, & OEM5 re: Hajoca	12/15/2009	SIG-0004680	SIG-0004681
CX 1438	E-mail from Larry Rybacki to M20 re: January 2, 2008 Price Increase w/Attach: January 2 2008 Price Increase Revision.doc	12/21/2007	SIGTP00000010	SIGTP00000011
CX 1439	E-mail from Victor Pais to M20 re: Our Pricing Strategy...	12/26/2007	SIGTP00000024	SIGTP00000025
CX 1440	E-mail from Mitchell Rona to Stephen Gables, Loweand Phil Goodwin re: Revised AWAA fittings prices for July 2007 July 1st	7/4/2007	SIGTP00000799	SIGTP00000800
CX 1441	E-mail from Craig Schapiro to Mark Troyanowski re: Annual Fitting Bid for Water One Bid Packages w/Attach: HULK Program Files.PDF	11/5/2007	SIGTP00000829	SIGTP00000839
CX 1442	E-mail from Andy Podner to Al Richardson, Larry Rybacki, Siddharth Bhattacharji re: Plant Pricing	1/5/2007	SIGTP00003179	SIGTP00003180
CX 1443	E-mail from Tom Brakefield to Victor Pais & Siddharth Bhattacharji re: Revised PW Letter w/Attach: 2007 Treatment Plant Pricing Letter.doc	1/5/2007	SIGTP00003185	SIGTP00003186
CX 1445	E-mail from Siddharth Bhattacharji to liuguang, Sunil Handa, Sean Salins et al. re: Cor-ten price	2/1/2007	SIGTP00003385	SIGTP00003387
CX 1446	E-mail from Victor Pais to Jim McGivern, Walter Florence, BFA-M4 et al. re: An update on a couple of open issues...	3/15/2007	SIGTP00003397	SIGTP00003399
CX 1448	E-mail from Al Richardson to M20 re: FW: w/Attachment: 20070323094043842.pdf	3/23/2007	SIGTP00003425	SIGTP00003426
CX 1449	E-mail from Mitchell Rona to Rick Tatman re: Request for pricing increase for the fittings we sell Tyler and Union from A-1 Foundry in China	4/10/2007	SIGTP00003460	SIGTP00003460
CX 1450	E-mail from SZF to liuguang & Victor Pais re: An appeal about ISO Fittings business -- pricing and shipments...	9/16/2007	SIGTP00003564	SIGTP00003567
CX 1451	Letter from David Glidewell to Ron Douglas re: proposal attached	9/8/2009	SIG-0001584	SIG-0001585
CX 1456	E-mail from Michael Walsh to Tom Brakefield re: New List Price Sheet 2/12/07	1/16/2007	SIGTP00030762	SIGTP00030762
CX 1458	E-mail from Tom Brakefield to Christopher King & Dave Pietryga re: ARRA Compliance/SDP update	7/18/2009	SIGTP00026513	SIGTP00026513
CX 1460	E-mail from Tom Brakefield to Greg Fox, Michael Walsh, Christopher King et al. re: follow up of Domestic material po's with Tyler	2/11/2010	SIGTP00018597	SIGTP00018600

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CX 1463	E-mail from Christopher King to Tom Brakefield, Larry Rybacki, Victor Pais et al. re: Tyler Letter distributed to 2/18 in Northern California w/Attach: 20070118094840115.pdf	1/18/2007	SIGTP00013016	SIGTP00013017
CX 1466	E-mail from Tom Brakefield to Michael Walsh re: Home Depot meetings	1/3/2007	SIGTP00012842	SIGTP00012842
CX 1467	E-mail from Tom Brakefield to Raju Kakani re: DIFRA report w/Attach: DIFRA 2006 Draft.xls	2/16/2007	SIGTP00002341	SIGTP00002343
CX 1470	E-mail from Mitchell Rona to OEM5 re: Master Distribution Agreement vs De Minimis (which way to play the game) w/Attach: MDA_worksheet1.xls	9/23/2009	SIGTP00027347	SIGTP00027348
CX 1471	E-mail from Mitchell Rona to Michael Walsh re: need further definition of Tyler death row inmates	9/28/2009	SIGTP00029996	SIGTP00029996
CX 1472	E-mail from Mitchell Rona to M20 re: Domestic Fittings Prices for Sigma	2/16/2011	SIGTP00031331	SIGTP00031331
CX 1490	E-mail from Dick Williams to AR1, Larry Rybacki, Victor Pais et al. re: Plant Pricing	1/5/2007	SIGTP00012829	SIGTP00012829
CX 1502	E-mail from Larry Rybacki to M20 re: Bruce Himes' letter forwarded	4/2/2007	SIGTP00013146	SIGTP00013148
CX 1503	E-mail from Victor Pais to Walter Florence & Ronald W. Kuehl re: A Growth Strategy thru Acq in PW sector...w/Attach: SIG-Plant Work-ACQ Strategy-1127.doc	11/27/2007	SIGTP00001182	SIGTP00001189
CX 1505	E-mail from Victor Pais to M20 re: Star update	7/16/2009	SIGTP00026507	SIGTP00026508
CX 1510	E-mail from Mitchell Rona to Craig Schapiro, Dick Williams and Victor Pais re: Domestic multipliers..	9/23/2009	SIGTP00027349	SIGTP00027350
CX 1513	E-mail from Larry Rybacki to Victor Pais and Greg Fox re: Sigma Rebate on Domestic Fittings	9/24/2009	SIGTP00027341	SIGTP00027342
CX 1514	E-mail from Harry Bair to Michael Walsh re: HD Chantilly	9/24/2009	SIGTP00027365	SIGTP00027365
CX 1515	E-mail from Craig Schapiro to Jim Stohr, Kane Connor, Joel Wilmsmeyer et al. re: old material that is in stock labeled Sigma from original purchase from Tyler/Union	9/28/2009	SIGTP00026934	SIGTP00026934
CX 1518	E-mail from Dick Williams to Victor Pais and M20 re: FAB-PRC review	12/11/2009	SIGTP00027737	SIGTP00027742
CX 1519	E-mail from Victor Pais to Greg Fox, Tom Brakefield, Victor Pais et al. re: TylerUnion Price Increase	12/29/2009	SIGTP00028025	SIGTP00028027
CX 1521	E-mail from Craig Schapiro to Mitchell Rona and RM6 re: Tyler Domestic Business	2/23/2010	SIGTP00018408	SIGTP00018409
CX 1522	E-mail from Victor Pais to Al Richardson, M20, Jim Stohr et al. re: Tyler -- domestic vs import	4/9/2010	SIGTP00021382	SIGTP00021387
CX 1524	E-mail from Victor Pais to M20 re: Impact of McW's Price Change w/Attach: FTG-ASP Impact Post-MCW Price Change-091109.xls	9/11/2009	SIGTP00026694	SIGTP00026695

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CX 1527	E-mail from Dave Pietryga to Al Richardson, Christopher King, Greg Fox et al. re: Domestic Comparison w/Attach: Dom Comp.xls	12/18/2009	SIGTP00030223	SIGTP00030224
CX 1528	E-mail from Stuart Box to Mitchell Rona and Craig Schapiro re: price increase	12/12/2007	SIGTP00055583	SIGTP00055585
CX 1529	E-mail from Stuart Box to Mitchell Rona re: ACIPCO reaction to price increase letter from KF3#	12/6/2007	SIGTP00055608	SIGTP00055608
CX 1530	E-mail from Stuart Box to Craig Schapiro re: from Craig - Domestic pricing structure effective 5/15/09	5/15/2009	SIGTP00056197	SIGTP00056197
CX 1531	E-mail from Stuart Box to Mitchell Rona re: Leadtime?	10/1/2009	SIGTP00056316	SIGTP00056317
CX 1532	E-mail from Stuart Box to Frank Ross and MC Sateesh re: First piece sample	9/28/2009	SIGTP00056331	SIGTP00056331
CX 1533	E-mail from Stuart Box to Sreenivasa Rao re: Defective DFB2490	3/25/2010	SIGTP00056466	SIGTP00056466
CX 1534	E-mail from Frank Ross to Stuart Box re: Budgetary Numbers	6/12/2009	SIGTP00059549	SIGTP00059552
CX 1535	E-mail from Stuart Box to Tom Brakefield re: Domestic Fittings - Debary Project	6/24/2009	SIGTP00059593	SIGTP00059595
CX 1536	E-mail from Stuart Box to Mitchell Rona and Gopi Ramanathan re: SDP trip report to Pryor OK to visit American foundry	7/4/2009	SIGTP00059629	SIGTP00059630
CX 1537	E-mail from Stuart Box to Jim McGivern, Mitchell Rona and OEM5 re: TylerUnion Rules of Play - Sigma Master Distribution Agreement (2).doc	9/29/2009	SIGTP00059716	SIGTP00059717
CX 1538	E-mail from Stuart Box to Starla Suttles re: Visit to Union Foundry	11/27/2009	SIGTP00061689	SIGTP00061692
CX 1539	E-mail from Stuart Box to Victor Pais re: Need for serious 'SWOT' Review of Cost of Production and Options...	9/6/2007	SIGTP00067502	SIGTP00067506
CX 1540	E-mail from Stuart Box to SDP re: follow up on Sales meeting at ALX w/Attach: PRPD commercial analysis with AF and TF 092609 sb2-1.xlsx	9/26/2009	SIG-0022781	SIG-0022783
CX 1541	E-mail from Greg Fox to Stuart Box re: Update and Q&A info on Master Distribution Agreement...w/Attach: BA-MDA- Background Memo-to-SST-092009.doc; BA-MDA- Q & A-to-SST-092009.doc; SIGMA-BA-MDA-Customer Letter-092209-clean.doc; McWane Announcement Sept 22nd 2009.pdf	9/22/2009	SIGTP00055557	SIGTP00055572
CX 1542	E-mail from Stuart Box to Fields and Craig Schapiro re: Clow fittings w/Attach: 20090313103333038.pdf	3/13/2009	SIGTP00056181	SIGTP00056182
CX 1543	E-mail from Mitchell Rona to Stuart Box re: Sigma 08 Multiplier Map Ver 051908 w/Attach: Sigma 08 Multipliers Ver 051908.pdf	5/2/2008	SIGTP00059197	SIGTP00059198
CX 1544	E-mail from Mitchell Rona to Stuart Box re: TylerUnion Price Increase w/Attach: MC - Domestic 1-22-10.doc	12/22/2009	SIGTP00059206	SIGTP00059207

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CX 1545	E-mail from Frank Ross to Stuart Box re: Pattern being shipped to PMC (DMB2445)	6/25/2009	SIGTP00059601	SIGTP00059603
CX 1651	E-mail from Jeff Marcus to BOD re: BOD Call 122209 w/Attach: Board Call 122209.ppt; Board Call 122209.pdf	12/18/2009	SIGTP00099766	SIGTP00099819
CX 1667	E-mail from Victor Pais to liuguang re: our lunch mtg today w/Attach: BOD-Update-GL-091409.doc	9/15/2009	SIG-0005010	SIG-0005019
CX 1684	E-mail from Victor Pais to RM6 re: Priuce [sic] increase plan...	4/24/2008	SIG-0057928	SIG-0057929
CX 1685	E-mail from Al Richardson to Victor Pais & M20 re: DIFRA Data and Sigma Market Share (SMS) review	6/20/2008	SIG-0033927	SIG-0033928
CX 1686	E-mail from Victor Pais to Larry Rybacki re: URGENT -- Need to stabilize market pricing w/Attach: Price Increase Letter-112408.doc	11/24/2008	SIGTP00016531	SIGTP00016532
CX 1687	Letter from Larry Rybacki to Valued Sigma Customers re: List Price Increase January 2, 2008/Multiplier Increase November 5, 2007	10/23/2007	SIGTP00032139	SIGTP00032139
CX 1726	E-mail from Greg Fox to Al Richardson re: HD in Arkansas pricing form Tyler	3/6/2008	SIGTP00040717	SIGTP00040718
CX 1729	E-mail from Stuart Box to Song Xinyang re: Need your opinion privately	5/31/2009	SIGTP00059505	SIGTP00059505
CX 1731	E-mail from Victor Pais to SIGALL re: Year in review...with a Look ahead and a modest year end sharing plan...	12/23/2009	SIGTP00059916	SIGTP00059920
CX 1734	E-mail from Greg Fox to Greg Daniels, Kevin Stine, Debbie Baker et al. re: TylerUnion Price Increase w/Attach: TylerUnionAnnouncementMay72008.pdf	5/8/2008	SIGTP00032817	SIGTP00032818
CX 1736	E-mail from Michael Walsh to Jim McGivern re: Sigma price increase...story has changed	7/23/2010	SIGTP00017537	SIGTP00017540
CX 1737	E-mail from Jim McGivern to Victor Pais and M20 re: Price Increase Letter	6/7/2010	SIGTP00022531	SIGTP00022532
CX 1738	E-mail from Craig Schapiro to M20 re: Star News - June 2010	6/1/2010	SIGTP00022633	SIGTP00022638
CX 1739	E-mail from Vinayak Bhandary to Craig Schapiro, Sean Salins, Victor Pais et.al re: TylerUnion service issues w/Attach: TYLER Receipts.xls	2/18/2010	SIG-0009349	SIG-0009398
CX 1741	E-mail from Tom Brakefield to tross@bradleyarant.com re: DIFRA billing for Sigma corp & Association billing	1/31/2007	SIGTP00002335	SIGTP00002336
CX 1743	E-mail from Billie Sue Atkinson to Tom Morton re: BSA to USP: Lacking Segment!Lacking Ring!Pulling Head Price Update - Effective March w/Attach: POGRONCURRENCY.pdf, USPLSpricingMarch1.pdf	1/30/2008	SIGTP00058771	SIGTP00058773
CX 1744	Letter from Victor Pais to BOD Team re: A Management update	1/7/2009	SIG-0002643	SIG-0002646

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CX 1745	E-mail from Jeff Marcus to M4 re: SIG Mega Plan Sent to Ares w/Attach: MEGA PLAN-COVER LETTER to BANK PRESENTATION-080409.doc, ARES GROUP 080709.ppt	8/7/2009	SIG-0003469	SIG-0003475
CX 1746	E-mail from Michael Walsh to Ken Stephenson re: Rates	8/17/2010	SIGTP00005357	SIGTP00005357
CX 1747	E-mail from Raju Kakani to M5, RM6, Craig Schapiro et al. re: DomesticSales-2010-Data w/Attach: DomesticSales-2010-Data.xls	1/5/2011	SIGTP00024042	SIGTP00024043
CX 1748	Sigma Consolidated Financial Statements and Supplementary Information 12/31/10 and 2009	12/31/2010	SIGTP00067092	SIGTP00067124
CX 1749	Sigma Consolidated Financial Statements and Supplementary Information 12/31/09 and 2008	12/31/2009	SIGTP00067125	SIGTP00067155
CX 1750	Sigma Consolidated Financial Statements for the Period 10/10/07 to 12/31/07	12/31/2007	SIGTP00067221	SIGTP00067247
CX 1751	E-mail from Dave Pietryga to Christopher King, Richardson and RM6 re: Price Increase Letter	5/11/2009	SIGTP00012516	SIGTP00012516
CX 1752	E-mail from Michael Walsh to Harry Bair and Ken Stephenson re: Ferg pricing	1/19/2011	SIGTP00005513	SIGTP00005515
CX 1753	E-mail from Craig Schapiro to SST-ALL re: yet another PL2011 update	3/9/2011	SIGTP00007835	SIGTP00007835
CX 1754	E-mail from Craig Schapiro to Dana Wax, Stohrand Scott Marlow re: our new DOM purchase pricing.	3/9/2011	SIGTP00007834	SIGTP00007834
CX 1756	E-mail from Michael Walsh to Greg Fox, Christopher King, Dave Pietryga et al. re: more info on Larry VM from yesterday on deal with Tyler	9/18/2009	SIGTP00004999	SIGTP00005000
CX 1757	E-mail from Michael Walsh to Steve McDonald re: Pricing in ECDA	3/17/2010	SGTP00005031	SGTP00005031
CX 1758	E-mail from Michael Walsh to Jim McGivern, Al Richardson and Larry Rybacki re: Price Increase	7/6/2010	SIGTP00005316	SIGTP00005317
CX 1759	E-mail from Victor Pais to M20 re: Preview of New LP -- NOT positive! w/Attach: FTGS-NEW LP-021611-IMPORT.xls	2/17/2011	SIGTP00024131	SIGTP00024133
CX 1760	E-mail to Michael Walsh to Mike Roy, Susan Van Hook, James Funck et al. re: Couple of points of clarification on Domestic Fittings	12/2/2010	SIGTP00017696	SIGTP00017696
CX 1761	E-mail from Michael Walsh to Ken Stephenson and Craig Schapiro re: Tyler	12/1/2010	SIGTP-00017697	SIGTP-00017697
CX 1764	E-mail from Craig Schapiro to SIGALL re: important note regarding D- items	10/9/2009	SIGTP00029605	SIGTP00029605
CX 1766	E-mail from Victor Pais to M20 re: Sigma's BA plan	9/8/2009	SIGTP00026683	SIGTP00026686
CX 1767	E-mail from Victor Pais to Michael Walsh and M20 re: Domestic Fittings	8/11/2009	SIGTP00026505	SIGTP00026506
CX 1770	E-mail from Al Richardson to Michael Walsh re: Tyler price increase policy	1/6/2010	SIGTP00005807	SIGTP00005809

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CX 1771	E-mail from Al Richardson to Jim McGivern, Paisand M20 re: clarification on Tyler price charge for Domestic FTGs	1/7/2010	SIGTP00005774	SIGTP00005777
CX 1772	E-mail from Victor Pais to Al Richardson and M20 re: clarification on Tyler price change for Domestic FTGs	1/7/2010	SIGTP00005770	SIGTP00005773
CX 1773	E-mail from Craig Schapiro to Steve McDonald re: Conference call on BA & DA options	5/15/2009	SIGTP00008936	SIGTP00008943
CX 1774	E-mail from Greg Fox to Larry Rybacki, Paisand Siddharth Bhattacharji re: AWWA Sales Meeting Topics	6/12/2009	SIGTP00010771	SIGTP00010771
CX 1805	E-mail from Mitchell Rona to OEM5 re: MR to All Re:Tyler Offer w/Attach: Sigma - Domestic Product Agreement 7 29 2009.pdf	7/30/2009	SIG-0020131	SIG-0020132
CX 1806	E-mail from Mitchell Rona to OEM5 re: LOI for Master Distributorship w/Attach: Sigma - Domestic Product Agreement 8 24 2009.pdf	8/24/2009	SIG-0001024	SIG-0001026
CX 1841	E-mail from Tom Brakefield to Victor Pais & Larry Rybacki re: DIFRA Conference Call 04/25/08 @ 10:00 AM CST	4/24/2008	SIG-0034709	SIG-0034709
CX 1842	E-mail from Larry Rybacki to Victor Pais & OEM5 re: My Response to Customer Letter about BA/MDA	9/8/2009	SIG-0003922	SIG-0003923
CX 1843	E-mail from Thad G. Long to Rick Tatman, Victor Pais, Tom Brakefield et al., re: Ductile Iron Fittings Research Association w/Attach: DIFRA 2006 Draft.xls	3/19/2008	SIG-0033742	SIG-0033746
CX 1844	E-mail from Tom Brakefield to Larry Rybacki re: DIFRA - 508 w/Attach: DIFRA Input Output Format Rev 2.xls	6/13/2008	SIG-0033887	SIG-0033888
CX 1845	E-mail from Tom Brakefield to Victor Pais, Siddharth Bhattacharji, & Larry Rybacki re: 2008 Summary Of Share By YTD Monthly And Projection (STR 04/08) --- w/Attach: DIFRA Input Output Format Rev 2.xls	6/18/2008	SIG-0033893	SIG-0033894
CX 1846	E-mail from Tom Brakefield to Victor Pais, Siddharth Bhattacharji, & Larry Rybacki re: REV # 1 (TB2) 04/08 DIFRA report approved & First Report Summary Report w/Attach: DIFRA Input Output Format Rev 2.xls	6/18/2008	SIG-0033895	SIG-0033896
CX 1848	E-mail from Victor Pais to Tom Brakefield & Siddharth Bhattacharji re: VP to RK2: DIFRA-SMS Report August 2008	10/1/2008	SIG-0034791	SIG-0034792
CX 1850	E-mail from Victor Pais to Larry Rybacki re: VP to LR: Haaaaallllllloooooo.....	8/28/2008	SIG-0060603	SIG-0060604
CX 1851	E-mail from Greg Fox to Linda Moen, Greg Daniels, Gloria Lamborne et al. re: Price Increase	6/16/2008	SIGTP0003340	SIGTP0003340

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CX 1852	E-mail from Victor Pais to M11 re: VP to RM6: Our price increase letters to customers w/Attach: Price Increase Letters (123009-CHI.pdf; 123009-ONT.pdf; 123009-ALX.pdf; 123009-HTN.pdf; 123009-CRM.pdf)	12/30/2009	SIGTP00052830	SIGTP00052835
CX 1853	E-mail from Victor Pais to M20 re: VP to AR: McWane	2/16/2010	SIGTP00052853	SIGTP00052854
CX 1855	E-mail from Larry Rybacki to M20 re: LR to M20- Multiplier Increase Letter for May 19, 2008 w/Attach: Multiplier Increase For 5-19-08.tif	4/24/2008	SIGTP00077528	SIGTP00077529
CX 1856	E-mail from Larry Rybacki to M20 re: LR to M20-Multiplier Increase for May 30, 2008 w/Attach: Multiplier Increase for 5-30-08.tif	4/17/2008	SIGTP00085022	SIGTP00085023
CX 1858	E-mail from Michael Walsh to Harry Bair, Ken Stephenson, Susan Van Hook et al. re: LR to M20- Multiplier Increase Letter for May 19, 2008 w/Attach: Multiplier Increase For 5-19-08.tif	4/25/2008	SIGTP00087481	SIGTP00087482
CX 1864	E-mail from Victor Pais to Walter Florence re: VP to WF: your msg to talk about P2	9/10/2008	SIG-0060577	SIG-0060578
CX 1866	E-mail from Raju Kakani to Tom Brakefield re: Sigma's Draft DIFRA Input Reporting Instructions w/Attach: DIFRA Input Output Format Rev 2.xls	4/29/2008	SIG-0034373	SIG-0034376
CX 1867	E-mail from Mitchell Rona to Siddharth Bhattacharji, Jim McGivern, Victor Pais et al. re: sb1 to jmg: your sugg to the Master Distribution Agreement	9/6/2009	SIG-0025439	SIG-0025442
CX 1882	Open Letter from Jim Keffer, President of EBAA Iron Sales, Inc.	3/27/2009	SIG-0006525	SIG-0006527
CX 1984	E-mail from Siddharth Bhattacharji to James P. Smith, Bill Newman, Kit Lunney et al. re: update from san diego convention	6/15/2009	SIG-0001573	SIG-0001574
CX 1985	E-mail from Siddharth Bhattacharji to Victor Pais and OEM5 re: Review of McW-Sigma Master Distribution Agreement offer	8/3/2009	SIG-0002060	SIG-0002063
CX 1986	E-mail from Siddharth Bhattacharji to Victor Pais re: here it is - it was tough to edit! w/Attach: rp-personal letter-080509-sb1.doc	8/5/2009	SIG-0003457	SIG-0003460
CX 1987	E-mail from Siddharth Bhattacharji to Victor Pais re: Urgent - need your inputs	8/23/2009	SIG-0003611	SIG-0003612
CX 1988	E-mail from Siddharth Bhattacharji to Fred Stevens re: volume rebates for domestic fgs	9/29/2009	SIG-0004212	SIG-0004212
CX 1991	E-mail from Siddharth Bhattacharji to Victor Pais re: my edits on the white paper w/Attach: arra-ba-white-paper-020609-sb1.doc	2/6/2009	SIG-0007134	SIG-0007135
CX 1992	E-mail from Siddharth Bhattacharji to Andy Podner and M20 re: QRR on tyler letter	4/15/2009	SIG-0013842	SIG-0013842

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CX 1993	E-mail from Siddharth Bhattacharji to Stuart Box, Victor Pais and OEM5 re: Two GDMB2445 go to San Diego!	6/8/2009	SIG-0014881	SIG-0014884
CX 1994	E-mail from Siddharth Bhattacharji to Sue Love, Tom Brakefield, Victor Pais et al. re: draft petition letter for our customers w/Attach: customer petition.doc	2/4/2009	SIG-0015539	SIG-0015540
CX 1996	E-mail from Siddharth Bhattacharji to Jim re: monitoring the proposed changes to laws at state level	2/11/2009	SIG-0015677	SIG-0015677
CX 1997	E-mail from Siddharth Bhattacharji to Victor Pais re: edited BOD letter w/Attach: bod-'sos'-Plan-Review-060509-sb1.doc	6/8/2009	SIG-0016479	SIG-0016491
CX 1998	E-mail from Siddharth Bhattacharji to Walter Florence, Ronald W. Kuehl, Troy Noard et al. re: minutes of BOD mtg held april 14th 2009 w/Attach: sig-boardmtg-041409.doc	4/14/2009	SIG-0019431	SIG-0019433
CX 1999	E-mail from Siddharth Bhattacharji to Gopi Ramanathan re: Tooling cost for SDP w/Attach: Final Tooling - Sigma Board-- Fittings - SDP-sb1072009.xls	7/19/2009	SIG-0019437	SIG-0019478
CX 2002	E-mail from Siddharth Bhattacharji to Jim McGivern, Victor Pais, Larry Rybacki et al. re: your sugg to the Master Distribution Agreement	9/5/2009	SIG-0025278	SIG-0025280
CX 2003	E-mail from Siddharth Bhattacharji to Walter Florence, Troy Noard, Ronald W. Kuehl et al. re: minutes of Board Meeting held 7/15/09 w/Attach: sig-boardmtg-071509.doc	7/15/2009	SIG-0025400	SIG-0025402
CX 2005	E-mail from Siddharth Bhattacharji to OEM5 re: comments on tyler Master Distribution Agreement w/Attach: tyler MDA-sb1 comment090209.doc	9/1/2009	SIG-0029754	SIG-0029774
CX 2006	Meeting of the Board of Directors of Sigma	7/15/2009	SIG-0030083	SIG-0030085
CX 2011	E-mail from Tom Brakefield to Larry Rybacki and Siddharth Bhattacharji re: DIFRA June Report w/Attach: Fittings Report June 2008.pdf	7/31/2008	SIG-0034777	SIG-0034780
CX 2014	E-mail from Siddharth Bhattacharji to Victor Pais and Mitchell Rona re: QRR on our alternative DG plans	3/14/2008	SIG-0054621	SIG-0054623
CX 2015	E-mail from Siddharth Bhattacharji to Mitchell Rona re: tyler	3/18/2008	SIG-0054746	SIG-0054748
CX 2017	E-mail from Siddharth Bhattacharji to George Liu and liuguang re: draft ltr to fgs suppliers - pl review	4/29/2008	SIG-0055628	SIG-0055629
CX 2018	E-mail from Siddharth Bhattacharji to Victor Pais, Larry Rybacki, Tom Brakefield et al. re: QRR on McW	6/2/2008	SIG-0056602	SIG-0056602
CX 2019	E-mail from Siddharth Bhattacharji to Sean Salins, Ronaand Victor Pais re: URGENT quote from tyler w/Attach: Sigma Quote.xls	6/11/2008	SIG-0056825	SIG-0056828

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CX 2021	E-mail from Siddharth Bhattacharji to Ken Walton and Victor Pais re: sb1 to rollover shareholders in SIG: investment in Sigma and in a new real estate company SIGLAND	10/14/2008	SIG-0058568	SIG-0058570
CX 2022	E-mail from Siddharth Bhattacharji to Victor Pais re: pl review the draft BOD minutes for 7/30 w/Attach: sig-boardmtg-073008-draft.doc	10/5/2008	SIG-0058791	SIG-0058793
CX 2024	E-mail from Siddharth Bhattacharji to Victor Pais re: yr em on D2H not sent to TB2?	9/17/2008	SIG-0059078	SIG-0059080
CX 2025	E-mail from Siddharth Bhattacharji to SST-ALL re: introducing a new supplier for our DM fgs	8/7/2008	SIG-0059923	SIG-0059923
CX 2026	E-mail from Jeff Marcus to BOD re: SIG FINAL - BOD 102210 & Supplemental w/Attach: BOD 102210.ppt, BOD 102210 - Supplemental Pkg.ppt	10/20/2010	SIGTP00086349	SIGTP00086434
CX 2039	E-mail from Victor Pais to Ruffner Page re: Response to your offer	1/6/2008	SIG-0058480	SIG-0058482
CX 2040	E-mail from Ruffner Page to Victor Pais re: No worries	7/1/2008	SIG-0060296	SIG-0060296
CX 2041	E-mail from Victor Pais to Ruffner Page and James M. Proctor re: Format for Financial data re: P2-BFA-Format-101008.xls	10/10/2008	SIG-0060431	SIG-0060432
CX 2042	E-mail from James M. Proctor to Walter Florence, Ruffner Page and Victor Pais re: Meeting	11/11/2008	SIG-0039301	SIG-0039302
CX 2043	E-mail from Ruffner Page to Victor Pais re: Meeting in Chicago 12/22/08..	12/14/2008	SIG-0039742	SIG-0039743
CX 2044	E-mail from Victor Pais to Ruffner Page re: a Outline for our meeting 10/22 to discuss P2 plan w/Attach: P2-Proposal Outline-122208.ppt	12/20/2008	SIG-0009860	SIG-0009870
CX 2045	E-mail from Craig Schapiro to Mitchell Rona re: See sheet 2 on the excel sheet... w/Attach: domestic_Mult.xls	12/21/2009	SIG-0002026	SIG-0002058
CX 2116	Letter from Victor Pais to Alex and PJ Gopi re: A Strategic Master Plan	8/4/2008	SIG-0068377	SIG-0068383
CX 2117	Letter from Victor Pais to Walter Florence re: Check List for Discussion	6/23/2008	SIG-0057552	SIG-0057554
CX 2118	E-mail from Victor Pais to Yin Baohai & Yin Zhenhao re: An update about the corporate changes at McWane...	10/22/2007	SIGTP00001083	SIGTP00001085
CX 2119	E-mail from Victor Pais to Larry Rybacki & Siddharth Bhattacharji re: Ruffner's resp for my Request for a meeting...	12/13/2007	SIGTP00058130	SIGTP00058131
CX 2120	E-mail from Victor Pais to Siddharth Bhattacharji re: URG...PI review the attached draft for McW... w/Attach: McWane Meeting-121407.doc	12/14/2007	SIGTP00058127	SIGTP00058129
CX 2252	E-mail from Craig Schapiro to M20 re: New Multipliers - Star Pipe Products	6/27/2008	SIGTP00016290	SIGTP00016291

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CX 2253	E-mail from Greg Fox to Russell Axon, Gloria Lamborne, Scott Marlow et al. re: Fitting/Accessory Price Increase Confirmation Letters w/Attach: Price Increase Southeast - July 14 2008.pdf; Price Increase Mississippi - July 14 2008.pdf	7/7/2008	SIGTP00094741	SIGTP00094743
CX 2272	E-mail from Thad G. Long to Tom Brakefield re: DIFRA Meeting	3/18/2008	SIG-0034192	SIG-0034192
CX 2291	E-mail from Victor Pais to Leon McCullough re: Victor to Leon: Thank you ... see you Tuesday ... Have a great weekend!	4/24/2009	SIG-0037288	SIG-0037289
CX 2329	E-mail from Victor Pais to Tom Brakefield, Larry Rybacki, & Siddharth Bhattacharji re: DIFRA meeting	5/14/2009	SIG-0032795	SIG-0032798
CX 2407	Spreadsheet: Sigma International Group Financial Records January 31, 2008	1/31/2008	SIGTP00067292	SIGTP00067292
CX 2408	Spreadsheet: Sigma International Group Financial Records February 29, 2008	2/29/2008	SIGTP00067293	SIGTP00067293
CX 2409	Spreadsheet: Sigma International Group Financial Records March 31, 2008	3/31/2008	SIGTP00067294	SIGTP00067294
CX 2410	Spreadsheet: Sigma International Group Financial Records April 30, 2008	4/30/2008	SIGTP00067295	SIGTP00067295
CX 2411	Spreadsheet: Sigma International Group Financial Records May 31, 2008	5/31/2008	SIGTP00067296	SIGTP00067296
CX 2412	Spreadsheet: Sigma International Group Financial Records June 30, 2008	6/30/2008	SIGTP00067297	SIGTP00067297
CX 2413	Spreadsheet: Sigma International Group Financial Records July 31, 2008	7/31/2008	SIGTP00067298	SIGTP00067298
CX 2414	Spreadsheet: Sigma International Group Financial Records August 31, 2008	8/31/2008	SIGTP00067299	SIGTP00067299
CX 2420	Spreadsheet: Sigma International Group Financial Records September 30, 2008	9/30/2008	SIGTP00067300	SIGTP00067300
CX 2421	Spreadsheet: Sigma International Group Financial Records October 31, 2008	10/31/2008	SIGTP00067301	SIGTP00067301
CX 2422	Spreadsheet: Sigma International Group Financial Records November 30, 2008	11/30/2008	SIGTP00067302	SIGTP00067302
CX 2423	Spreadsheet: Sigma International Group Financial Records December 31, 2008	12/31/2008	SIGTP00067303	SIGTP00067303
CX 2424	Spreadsheet: Sigma International Group Financial Records January 31, 2009	1/31/2009	SIGTP00067203	SIGTP00067203
CX 2425	Spreadsheet: Sigma International Group Financial Records February 28, 2009	2/28/2009	SIGTP00067204	SIGTP00067204
CX 2426	Spreadsheet: Sigma International Group Financial Records March 31, 2009	3/31/2009	SIGTP00067205	SIGTP00067205

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CX 2427	Spreadsheet: Sigma International Group Financial Records April 30, 2009	4/30/2009	SIGTP00067206	SIGTP00067206
CX 2428	E-mail from Matt Minamyer to Ramon Prado re: McDade-FL Issue	11/29/2007	SPP011346	SPP011346
CX 2429	E-mail from Dan McCutcheon to Jason O'Nan & Vishal Chandak re: CISPI file - domestic only quote 3.28.08	3/28/2008	E00002609	E00002609
CX 2430	E-mail from Star Pipe Products to Outside Sales re: New Multipliers - Star Pipe Products	6/27/2008	SPP024877	SPP024878
CX 2431	E-mail from Star Pipe Products to Outside Sales re: New Multipliers - Star Pipe Products	6/27/2008	SPP024881	SPP024882
CX 2432	E-mail from Star Pipe Products to Outside Sales re: New Multipliers - Star Pipe Products	6/27/2008	SPP024883	SPP024884
CX 2433	E-mail from Star Pipe Products to Outside Sales re: New Multipliers - Star Pipe Products	6/27/2008	SPP024885	SPP024886
CX 2434	E-mail from Vinod Mantri to Dan McCutcheon re: DIFRA Report - Sept 08 w/Attach: DIFRA Report.xls	10/13/2008	E00007074	E00007083
CX 2435	E-mail from Vinod Mantri to Dan McCutcheon and Navin Bhargava re: DIFRA Report - Oct 2008 w/Attach: DIFRA Report.xls	11/11/2008	E00022589	E00022598
CX 2445	E-mail from Dave Pietryga to M20 re: FW: Tyler Import Price Increase	12/22/2009	SIG-0002008	SIG-0002009
CX 2446	E-mail from Greg Fox to Russell Axon et al re: Sigma Fitting & Accessory Price Increase Announcement	12/31/2009	SIG-0027014	SIG-0027015
CX 2447	E-mail from Rick Tatman to Tom Brakefield re: DIFRA	8/18/2008	SIG-0034589	SIG-0034589
CX 2448	E-mail from Tom Brakefield to Rick Tatman re: DIFRA	9/23/2008	SIG-0034594	SIG-0034594
CX 2449	E-mail from Susan Welch to Harry Bair et al re: Pricing for fittings	4/3/2008	SIGTP00015120	SIGTP00015121
CX 2450	E-mail from Dave Pietryga to Brian Brian Ast et al re: FW: Tyler Price Increase	6/18/2010	SIGTP00022144	SIGTP00022145
CX 2451	E-mail from Greg Fox to Russell Axon et al re: Southeast Sales Team: F&A Price Increase	1/16/2009	SIGTP00034867	SIGTP00034868
CX 2452	E-mail from Greg Fox to Russell Axon et al re: FW: New Multiplier - Star Pipe Products	1/26/2009	SIGTP00034869	SIGTP00034871
CX 2453	E-mail from Michael Walsh to Harry Bair et al re: Price Increase Letter from Larry ..	6/10/2010	SIGTP00087498	SIGTP00087500
CX 2454	E-mail from Victor Pais to M20 re: VP to M20 : Tyler update	10/17/2008	SIGTP00107036	SIGTP00107036
CX 2460	Spreadsheet: Sigma International Group Financial Records May 31, 2009	5/31/2009	SIGTP00067207	SIGTP00067207
CX 2461	Spreadsheet: Sigma International Group Financial Records June 30, 2009	6/30/2009	SIGTP00067208	SIGTP00067208
CX 2462	Spreadsheet: Sigma International Group Financial Records July 31, 2009	7/31/2009	SIGTP00067209	SIGTP00067209

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CX 2463	Spreadsheet: Sigma International Group Financial Records August 31, 2009	8/31/2009	SIGTP00067210	SIGTP00067210
CX 2464	Spreadsheet: Sigma International Group Financial Records September 30, 2009	9/30/2009	SIGTP00067211	SIGTP00067211
CX 2465	Spreadsheet: Sigma International Group Financial Records October 31, 2009	10/31/2009	SIGTP00067212	SIGTP00067212
CX 2466	Spreadsheet: Sigma International Group Financial Records November 30, 2009	11/30/2009	SIGTP00067213	SIGTP00067213
CX 2467	Spreadsheet: Sigma International Group Financial Records December 31, 2009	12/31/2009	SIGTP00067214	SIGTP00067214
CX 2495	RESERVED FOR Designated Deposition Transcript of Tom Brakefield - Volume 1	5/4/2012	CX 2495-001	CX 2495-001
CX 2496	RESERVED FOR Designated Deposition Transcript of Tom Brakefield - Volume 2	5/4/2012	CX 2496-001	CX 2496-001
CX 2523	RESERVED FOR Designated Deposition Transcript of Siddharth Bhattacharji	5/29/2012	CX 2523-001	CX 2523-001
CX 2524	RESERVED FOR Designated Deposition Transcript of Stuart Box	5/2/2012	CX 2524-001	CX 2524-001
CX 2525	RESERVED FOR Designated Investigational Hearing Transcript of Matt Minamyner	11/10/2011	CX 2525-001	CX 2525-001
CX 2526	RESERVED FOR Designated Deposition Transcript of Matt Minamyner	5/9/2012	CX 2526-001	CX 2526-001
CX 2527	RESERVED FOR Designated Investigational Hearing Transcript of Victor Pais	7/23/2010	CX 2527-001	CX 2527-001
CX 2528	RESERVED FOR Designated Deposition Transcript of Victor Pais	5/31/2012	CX 2528-001	CX 2528-001
CX 2529	RESERVED FOR Designated Investigational Hearing Transcript of Mitchell Rona	8/6/2010	CX 2529-001	CX 2529-001
CX 2530	RESERVED FOR Designated Deposition Transcript of Mitchell Rona	5/18/2012	CX 2530-001	CX 2530-001
CX 2531	RESERVED FOR Designated Deposition Transcript of Larry Rybacki	5/14/2012	CX 2531-001	CX 2531-001

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CX 2495 - Brakefield, Thomas 05/04/2012 Deposition - Volume 1

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CX 2523 - Bhattacharji, Siddarth 05/29/2012 Deposition

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CX 2524 - Box, Stuart 05/02/2012 Deposition

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CX 2525 - Minamyer, Matthew 11/10/2011 Investigational Hearing

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CX 2526 - Minamyer, Matthew 05/09/2012 Deposition

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CX 2527 - Pais, Victor 07/23/2010 Investigational Hearing

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CX 2528 - Pais, Victor 05/31/2012 Deposition

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CX 2529 - Rona, Mitchell 08/06/2010 Investigational Hearing

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CX 2530 - Rona, Mitchell 05/18/2012 Deposition

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CX 2531 - Rybacki, Larry 05/14/2012 Deposition

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UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION

In the Matter of)	
)	PUBLIC
)	
McWANE, INC.,)	DOCKET NO. 9351
Respondent)	
)	

DECLARATION

I, _____, pursuant to 28 U.S.C. § 1746, make the following statement:

1. I am an employee of Sigma Corporation. I have personal knowledge of the facts set forth in this declaration, and if called as a witness I could and would testify competently under oath to such facts.

2. I have reviewed the documents referenced in Attachment A to this Declaration, which have been identified by Complaint Counsel with CX numbers for use as exhibits in the above-captioned matter.

3. I hereby certify that each document referenced in Attachment A herein: (a) was made at or near the time of the occurrence of the matters set forth by, or from information transmitted by, a person with knowledge of those matters; (b) was kept in the course of regularly conducted activity; and (c) was made by the regularly conducted activity as a regular practice.

Pursuant to 28 U.S.C. § 1746, I declare, under the penalty of perjury, that the foregoing is true and correct to the best of my knowledge, information, and belief.

Executed on: _____

Name:
Title:

EXHIBIT 2

Ansaldo, Alexander

From: White, Matthew A. (Phila) [<mailto:WhiteMA@ballardspahr.com>]
Sent: Thursday, July 19, 2012 10:48 AM
To: Ansaldo, Alexander; joseph.ostoyich@bakerbotts.com; william.lavery@bakerbotts.com; 'tthagard@maynardcooper.com'
Cc: Leckerman, Jason (Phila); 'djasinski@washdc.whitecase.com'; Hassi, Edward; John, Leslie E. (Phila)
Subject: In Matter of McWane and Star Pipe, FTC Docket No. 9351

Dear Counsel,

I received yesterday by Federal Express documents and testimony that both the FTC and McWane have indicated may be introduced in the administrative hearing.

In light of the volume of information to review—over 500 exhibits and thousands of pages of deposition testimony—my client will file a motion with Judge Chappell requesting a 10 day extension of the July 27 deadline for filing any motion re: *in camera* treatment of the materials.

I note that my client has not decided actually to file a motion on the merits of *in camera* protection, and, I suspect, that any motion so filed will be for a limited category of documents.

All we are requesting now, however, is that both FTC and McWane interpose no objection to a request for an extension of the July 27 deadline.

We would appreciate your prompt response.

Regards,

Matthew A. White
Ballard Spahr LLP
1735 Market Street, 51st Floor
Philadelphia, PA 19103

Direct 215.864.8849
Fax 215.864.8999
email: whitema@ballardspahr.com

EXHIBIT 3

Ansaldo, Alexander

From: White, Matthew A. (Phila) <WhiteMA@ballardspahr.com>
Sent: Thursday, August 16, 2012 8:09 PM
To: Holleran, Linda; Ansaldo, Alexander; 'william.lavery@bakerbotts.com'
Subject: Re: 9351: SIGMA document admissibility declaration

Please send us all of the documents you'd like us to review, preferably with exhibit tabs, and we'll run it by our client.

Thanks.

From: Holleran, Linda [mailto:lholleran@ftc.gov]
Sent: Thursday, August 16, 2012 07:50 PM
To: Ansaldo, Alexander <jansaldo@ftc.gov>; White, Matthew A. (Phila); william.lavery@bakerbotts.com <william.lavery@bakerbotts.com>
Subject: RE: 9351: SIGMA document admissibility declaration

Matt – I spoke to Will Lavery this afternoon, and he informed me that McWane is unwilling to stipulate to the admissibility of any Sigma documents. Thus, we are in the position of needing your client to fill out the declaration Alex sent to you, unless of course, you would prefer a document custodian deposition on their admissibility.

Consistent with our litigation needs, we'd be happy to do what we can to make filling out the declaration easier (e.g., sending you electronic copy, etc)...

Sorry,
Linda

Linda M. Holleran, Esq.
Anticompetitive Practices Division
Bureau of Competition
Federal Trade Commission
601 New Jersey Ave, NW
Washington D.C. 20580
Ph: (202) 326-2267
Fax: (202) 326-3496

From: Ansaldo, Alexander
Sent: Tuesday, August 14, 2012 6:20 PM
To: Holleran, Linda; Hassi, Edward
Subject: FW: 9351: SIGMA document admissibility declaration

From: White, Matthew A. (Phila) [mailto:WhiteMA@ballardspahr.com]
Sent: Tuesday, August 14, 2012 12:43 PM
To: Ansaldo, Alexander
Cc: Joseph, Keith B. (Phila); Leckerman, Jason (Phila); TThagard@maynardcooper.com; 'joseph.ostoyich@bakerbotts.com'; william.lavery@bakerbotts.com
Subject: RE: 9351: SIGMA document admissibility declaration

Alex:

You're missing my point—you gave us a list of hundreds of documents. You would need to print them all out, send them to us, and have them placed in front of a witness for authentication purposes. Why kill all the trees?

If you and McWane's counsel have one or two upon which there is some disagreement (and, candidly, I suspect that you have no disagreements at all, if you'd just pick up the phone and talk to one another), then we'll look at the documents you want authenticated.

From: Ansaldo, Alexander [<mailto:jansaldo@ftc.gov>]
Sent: Tuesday, August 14, 2012 12:35 PM
To: White, Matthew A. (Phila)
Cc: Joseph, Keith B. (Phila); Leckerman, Jason (Phila); TThagard@maynardcooper.com; 'joseph.ostoyich@bakerbotts.com'; william.lavery@bakerbotts.com
Subject: RE: 9351: SIGMA document admissibility declaration

Complaint Counsel would have no objection if you combined the two declarations into one declaration that addressed all documents.

From: White, Matthew A. (Phila) [<mailto:WhiteMA@ballardspahr.com>]
Sent: Tuesday, August 14, 2012 12:29 PM
To: Ansaldo, Alexander
Cc: Joseph, Keith B. (Phila); Leckerman, Jason (Phila); TThagard@maynardcooper.com; 'joseph.ostoyich@bakerbotts.com'; william.lavery@bakerbotts.com
Subject: RE: 9351: SIGMA document admissibility declaration

Alex,

We have a similar request from McWane—can't you deal with this by seeking a stipulation from the other side as to authenticity?

Put another way, if there are any disputes, can't you and McWane figure out disputed documents are so we can have a narrower declaration?

From: Ansaldo, Alexander [<mailto:jansaldo@ftc.gov>]
Sent: Tuesday, August 14, 2012 12:23 PM
To: White, Matthew A. (Phila); Joseph, Keith B. (Phila); Leckerman, Jason (Phila)
Subject: 9351: SIGMA document admissibility declaration

Matt, Jason & Keith:

In my July 17 letter, a copy of which is attached, I requested that SIGMA provide a declaration regarding the admissibility of documents Complaint Counsel intends to offer into evidence at the administrative trial *In the Matter of McWane, Inc.*, FTC Docket No. 9351. My request was that, in lieu of a deposition on the admissibility of the referenced documents, you provide the declaration by July 29, 2012. Complaint Counsel has not received a declaration from you.

If you intend to submit a declaration, please let me know as soon as possible and provide the declaration by Monday, August 20. The declaration is on the last two pages of the correspondence, following Attachment B. If you do not intend to provide a declaration, please let me know so that we can schedule a deposition on the admissibility of those documents.

Regards,

- Alex

=====
J. Alexander Ansaldo
Attorney, Division of Anticompetitive Practices
Bureau of Competition
Federal Trade Commission
601 New Jersey Ave, NW
Washington, DC. 20580

Tel: 202-326-3695
jansaldo@ftc.gov

EXHIBIT 4

Ansaldo, Alexander

From: White, Matthew A. (Phila) <WhiteMA@ballardspahr.com>
Sent: Friday, August 17, 2012 12:13 PM
To: Holleran, Linda; Ansaldo, Alexander; william.lavery@bakerbotts.com; 'joseph.ostoyich@bakerbotts.com'
Cc: John, Leslie E. (Phila); Leckerman, Jason (Phila); Grugan, Terence M. (Phila); Joseph, Keith B. (Phila)
Subject: RE: 9351: SIGMA document admissibility declaration
Attachments: 15533381_1.pdf

Dear Counsel,

I attach a document addressing several issues pertaining to the requested declarations.

Bottom line: after you've had a chance to review, I'd like to set up a call to discuss.

I'm available most of Monday.

Regards,

Matthew A. White
Ballard Spahr LLP
1735 Market Street, 51st Floor
Philadelphia, PA 19103

Direct 215.864.8849
Fax 215.864.8999
email: whitema@ballardspahr.com

From: Holleran, Linda [mailto:lholleran@ftc.gov]
Sent: Thursday, August 16, 2012 7:51 PM
To: Ansaldo, Alexander; White, Matthew A. (Phila); william.lavery@bakerbotts.com
Subject: RE: 9351: SIGMA document admissibility declaration

Matt – I spoke to Will Lavery this afternoon, and he informed me that McWane is unwilling to stipulate to the admissibility of any Sigma documents. Thus, we are in the position of needing your client to fill out the declaration Alex sent to you, unless of course, you would prefer a document custodian deposition on their admissibility.

Consistent with our litigation needs, we'd be happy to do what we can to make filling out the declaration easier (e.g., sending you electronic copy, etc)...

Sorry,
Linda

Linda M. Holleran, Esq.
Anticompetitive Practices Division

Bureau of Competition
Federal Trade Commission
601 New Jersey Ave, NW
Washington D.C. 20580
Ph: (202) 326-2267
Fax: (202) 326-3496

From: Ansaldo, Alexander
Sent: Tuesday, August 14, 2012 6:20 PM
To: Holleran, Linda; Hassi, Edward
Subject: FW: 9351: SIGMA document admissibility declaration

From: White, Matthew A. (Phila) [<mailto:WhiteMA@ballardspahr.com>]
Sent: Tuesday, August 14, 2012 12:43 PM
To: Ansaldo, Alexander
Cc: Joseph, Keith B. (Phila); Leckerman, Jason (Phila); TThagard@maynardcooper.com;
'joseph.ostoyich@bakerbotts.com'; william.lavery@bakerbotts.com
Subject: RE: 9351: SIGMA document admissibility declaration

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'joseph.ostoyich@bakerbotts.com'; william.lavery@bakerbotts.com
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Sent: Tuesday, August 14, 2012 12:29 PM
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Subject: RE: 9351: SIGMA document admissibility declaration

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Put another way, if there are any disputes, can't you and McWane figure out disputed documents are so we can have a narrower declaration?

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Sent: Tuesday, August 14, 2012 12:23 PM
To: White, Matthew A. (Phila); Joseph, Keith B. (Phila); Leckerman, Jason (Phila)
Subject: 9351: SIGMA document admissibility declaration

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Regards,

- Alex

=====
J. Alexander Ansaldo
Attorney, Division of Anticompetitive Practices
Bureau of Competition
Federal Trade Commission
601 New Jersey Ave, NW
Washington, DC. 20580

Tel: 202-326-3695
jansaldo@ftc.gov

Dear Counsel,

We suggest that a “meet and confer” call is advisable with respect to the request that both Complaint Counsel and Respondent's Counsel (also identified as “McWane's Counsel”) have put to SIGMA: providing an affidavit attesting to several facts about hundreds of proposed exhibits that both parties seem to want to introduce in the forthcoming Administrative Hearing. I outline SIGMA's concerns below.

(As an aside, I also wish to apologize for the strident tone of some of the emails below. It was born of frustration with my belief, at the time, that Complaint Counsel was being overly aggressive and cavalier with the impact and burden this entire proceeding has placed upon my client. Upon further reflection, I believe that the Complaint Counsel's tone is likely simply the result of the press of time as Complaint Counsel is preparing for a Hearing and a reaction to my own tone, which, I concede could be characterized as “flip” and, at a minimum, unhelpful. That being said, in the spirit of compromise, I am prepared to move forward to reach an accommodation. If one cannot be reached, then, from my end, I shall endeavor to at least keep the tone more civil.)

I. Actions Requested of SIGMA.

On July 17, 2012, Complaint Counsel sent to SIGMA's undersigned counsel, among other items, a 27-page list of exhibits (containing approximately 500 exhibits) that it states it “intend[s] to offer...into evidence in the administrative trial. . .” At the conclusion of the letter, Complaint Counsel requested: “. . .we ask that you sign and return the attached declaration regarding the admissibility of these documents. . .” (SIGMA, Complaint Counsel, and Counsel for McWane reached agreement on the in camera treatment of certain documents. That issue is still pending before the Administrative Judge.). While the list itself identifies documents by identification numbers (“Bates” numbers and exhibit numbers), the submission does not include the actual documents that Complaint Counsel seeks to have verified.

The requested form of affidavit proffered by Complaint Counsel requests a SIGMA witness (or, presumably, witnesses) to verify, under penalty of perjury, that every single one of the several hundred exhibits has been personally reviewed; that each document (a) “was made at or near the time of the occurrence of the matters set forth by, or from information transmitted by, a person with knowledge of those matters,” (b) “was kept in the ordinary course of regularly conducted activity,” and (c) “was made by the regularly conducted activity as a regular practice.”

This largely tracks 16 C.F.R. § 3.43:

Relevant, material, and reliable evidence shall be admitted. . . Evidence that constitutes hearsay may be admitted if it is relevant, material, and bears satisfactory indicia of reliability so that its use is fair. . . . Extrinsic evidence of authenticity as a condition precedent to admissibility of documents received from third parties is not required with respect to the original or a duplicate of a domestic record of regularly conducted activity by that third party that otherwise meets the standards of admissibility described in paragraph (b) if accompanied by a written declaration of its custodian or other qualified person, in a

manner complying with any Act of Congress or rule prescribed by the Supreme Court pursuant to statutory authority, certifying that the record:

(1) Was made at or near the time of the occurrence of the matters set forth by, or from information transmitted by, a person with knowledge of those matters;

(2) Was kept in the course of the regularly conducted activity; and

(3) Was made by the regularly conducted activity as a regular practice.

(emphasis added).

On July 25, 2012, Respondent's Counsel sent to Counsel for SIGMA's undersigned counsel, a 3-page list containing approximately 60 exhibits. As with the document proffered by Complaint Counsel, the list itself identifies documents by identification numbers ("Bates" numbers and exhibit numbers), and it too fails to include the actual documents that Respondent's Counsel seeks to have verified.

The proposed affidavit proffered is substantially similar to the affidavit proposed by Complaint Counsel.

II. Applicable Obligations of Complaint Counsel and Respondent's Counsel

Pursuant to the February 15, 2012 Scheduling Order, on or before July 6, 2012, Complaint Counsel was to provide Respondent's Counsel "its final proposed witness and exhibit list...copies of all exhibits...Complaint Counsel's basis of admissibility for each proposed exhibit." (*2/15/2012 Scheduling Order, p.2*). Respondent's Counsel had the same obligations to Complaint Counsel, with a compliance deadline of July 16, 2012. (*Id.*). Neither Complaint Counsel nor Respondent's Counsel has provided Counsel for SIGMA with either the "final" exhibit list as they pertain to SIGMA, or the required copies of all such exhibits that were required to have been made.

By August 16, 2012, Complaint Counsel and Respondent's Counsel were to have provided the ALJ with the "final" exhibit list.

By August 21, 2012, Complaint Counsel and Respondent's Counsel are to exchange stipulations pertaining to authenticity of all exhibits. By August 28, Complaint Counsel and Respondent's Counsel are to file stipulations of authenticity of exhibits. The Scheduling Order also requires Complaint Counsel and Respondent's Counsel to "meet and confer" concerning the authenticity of exhibits. The Scheduling Order plainly invites the parties to agree upon admissibility—"Any Joint Exhibit will be signed by each party with no signature for the judge required."

To date, it does not appear that Complaint Counsel and Respondent's Counsel have met or even conferred as to: a) which SIGMA documents they both seek to introduce and b) what objections, if any, they have. Thus, because no effort has been made to focus the issue, SIGMA is faced with having to have a witness or, really several witnesses, review all of the approximately 560 exhibits to confirm the information requested. Neither Counsel has even

provided SIGMA's Counsel with a set of copies of documents to facilitate this review, even though both counsel were required to copy and to deliver such documents to each other in the Scheduling Order.

III. Burden Upon SIGMA

The burden placed upon non-party SIGMA for the requested exercise is substantial. First, because the parties have not met and conferred as to (a) which exhibits that they actual intend to introduce and (b) whether they actually have any disagreement that would require the certification, SIGMA is faced with having to organize this data, find appropriate witnesses to review each of the documents, work with each witness to make sure that he or she understands the obligation being asked of them and faithfully exercises the review, and generally shepherd through this process.

This process is not straightforward, nor is it inexpensive in terms of out-of-pocket costs to SIGMA and burdens placed upon it and its employees. While a burden exists no matter how many documents would be at issue, it is self-evident that the burden will be less if there are 50 documents (more reasonable) rather than 550.

To illustrate the burden a bit more, we want to explain some of the work entailed with compliance.

First, because the actual documents that are the subject of the proposed affidavits have not been delivered, SIGMA's counsel will be required to have a paralegal retrieve each document, print it out and deliver it to one of SIGMA's outside lawyers. This will take an estimated 25 hours of paralegal time.

Second, once those documents are printed out, a SIGMA lawyer will have to review those documents to assess which SIGMA witness is a likely person to provide the requested information. Quite clearly, not every one of the 560 or so exhibits is capable of being authenticated or attested to by a single witness. To make this process proceed with a modicum of efficiency, the lawyer will need to direct a paralegal to organize the documents and assess who should be the appropriate affiant.

Third, the documents will have to be delivered to the appropriate witness, and each witness will have to be instructed in what to do, and assess whether, in fact, the requisite information can be provided. A lawyer will be required to field the inevitable questions and provide assistance so that each witness understands what is actually being asked of him or her. If past practice (derived from our work on the previous document productions) is any indication, this will require at least 25 hours of lawyer's time.

Fourth, a lawyer will be required to gather such responses and communicate with Complaint Counsel and Respondent's Counsel as to issues that might arise during this process. This will be an additional 15 hours of time (it has already been almost 10).

One side issue bears mention. Complaint Counsel has indicated that the documents need not be printed out, and that SIGMA should be able to have its witness review documents in .pdf or .tif format from a CD-ROM that Complaint Counsel will prepare. Given

the number of documents and pages involved, it is a very cumbersome process to have a non-lawyer fact witness (who is not in the business of document review) to review .pdf or .tif files. It is also not fair to the witnesses: the affidavit requires a verification that all of the documents were thoroughly reviewed. Such review is made much more burdensome when one has to review it on a screen rather than in hard copy. Thus, for instance, it seems likely that the parties in this hearing will present hard copy evidence to the ALJ—this is because the parties will want the ALJ to actually review the evidence. Or, if there were to be a records' custodian deposition, undoubtedly each exhibit would be marked as an exhibit and shown to the witness—indeed, this was done for scores, if not hundreds, of exhibits already during the depositions of SIGMA's witnesses. At bottom, however, it is difficult for witnesses to review a CD-ROM with .pdf or .tif files, and that difficulty makes compliance with the facts to be verified very burdensome.

The burdens above are real. They would easily exceed \$20,000 in outside legal fees and costs, not to mention the time required of non-party witnesses to review the information requested. This burden is ameliorated to the extent fewer documents are to be considered.

III. The Proposed Affidavits Are Substantively Flawed.

Both Complaint Counsel's and Respondent's Counsel's affidavit seek to authenticate the documents under 16 C.F.R. § 3.43. SIGMA is certainly willing to stipulate that any document it provided in response to any subpoena in this proceeding: (a) came from its files; (b) is a true and correct copy of such document; and (c) and were stored in SIGMA's files in the ordinary course of SIGMA's record keeping. There should be little doubt about "reliability" of the source of this information. There are likely similar facts that Complaint Counsel or Respondent's Counsel could request that will not be difficult to establish. We are prepared to work with you to reach agreement on as much as possible.

But it is unlikely that an affiant could satisfy the statements actually requested for many of the documents on the list. For example, whatever the phrase: "was made by the regularly conducted activity as a regular practice" is intended to mean, it is clear that many of the exhibits were not "regularly conducted activity" at all. One brief example is illustrative. The MDA was not a "regular conducted activity." It was a unique business solution to a set of unique problems. Most of the emails associated with it would not be considered "regularly conducted" because they pertain to a somewhat unique event. In fact, while not on point, under FRE 803(6) "business records" typically do not include emails, as contrasted with periodic financial records or reports that do typically satisfy the "business records" exception to the hearsay rules.

IV. Proposed Resolution

First, we are more than willing to provide a verification to address the provenance (i.e. "reliability") of the documents that came from SIGMA's files. This is only partially addressed in the current draft affidavits we have.

Second, we request that Complaint Counsel and Respondent's Counsel meet and confer as to what SIGMA exhibits they intend to use and whether they have objections that can be addressed by SIGMA's witnesses. Presumably, both counsel are in a position to state whether

they have objections and, if so, then to identify them. We then request that those documents be forwarded to us.

Once that is done, we will expeditiously work with both counsel to provide whatever verification we can to a more limited set of documents.

We thank you for your consideration.

EXHIBIT 5



SUBPOENA AD TESTIFICANDUM PUBLIC DEPOSITION

Provided by the Secretary of the Federal Trade Commission, and Issued Pursuant to Rule 3.34(a), 16 C.F.R. § 3.34(a) (2010)


1. TO Sigma Corporate Representative c/o Matthew A White, Esq. Ballard Spahr 1735 Market Street, 51st Floor Philadelphia, PA 19103	2. FROM UNITED STATES OF AMERICA FEDERAL TRADE COMMISSION
---	---

This subpoena requires you to appear and give testimony at the taking of a deposition, at the date and time specified in Item 5, and at the request of Counsel listed in Item 8, in the proceeding described in Item 6.

3. PLACE OF DEPOSITION Ballard Spahr 1735 Market Street, 51st Floor Philadelphia, PA 19103	4. YOUR APPEARANCE WILL BE BEFORE J. Alexander Ansaldo, Esq. 5. DATE AND TIME OF DEPOSITION August 31, 2012 @ 10:00 a.m.
---	---

6. SUBJECT OF PROCEEDING McWane, Inc. and Star Pipe Products, Ltd., Docket No. 9351	
--	--

7. ADMINISTRATIVE LAW JUDGE The Honorable D. Michael Chappell Federal Trade Commission Washington, D.C. 20580	8. COUNSEL AND PARTY ISSUING SUBPOENA Thomas H. Brock or designee 601 New Jersey Avenue, NW Washington, DC 20001 (202) 326-2813
--	---

DATE SIGNED 8/27/2012	SIGNATURE OF COUNSEL ISSUING SUBPOENA 
------------------------------	---

GENERAL INSTRUCTIONS

APPEARANCE

The delivery of this subpoena to you by any method prescribed by the Commission's Rules of Practice is legal service and may subject you to a penalty imposed by law for failure to comply.

MOTION TO LIMIT OR QUASH

The Commission's Rules of Practice require that any motion to limit or quash this subpoena must comply with Commission Rule 3.34(c), 16 C.F.R. § 3.34(c), and in particular must be filed within the earlier of 10 days after service or the time for compliance. The original and ten copies of the petition must be filed before the Administrative Law Judge and with the Secretary of the Commission, accompanied by an affidavit of service of the document upon counsel listed in Item 8, and upon all other parties prescribed by the Rules of Practice.

TRAVEL EXPENSES

The Commission's Rules of Practice require that fees and mileage be paid by the party that requested your appearance. You should present your claim to Counsel listed in Item 8 for payment. If you are permanently or temporarily living somewhere other than the address on this subpoena and it would require excessive travel for you to appear, you must get prior approval from Counsel listed in Item 8.

A copy of the Commission's Rules of Practice is available online at <http://bit.ly/FTCRulesofPractice>. Paper copies are available upon request.

This subpoena does not require approval by OMB under the Paperwork Reduction Act of 1980.

RETURN OF SERVICE

I hereby certify that a duplicate original of the within subpoena was duly served: (check the method used)

- in person.*
- by registered mail.*
- by leaving copy at principal office or place of business, to wit:*

on the person named herein on:

August 27, 2012

(Month, day, and year)

Terri Martin

(Name of person making service)

Litigation Support Specialist

(Official title)

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

In the Matter of)
)
) DOCKET NO. 9351
McWANE, INC.)
 Respondent.)

**COMPLAINT COUNSEL’S NOTICE OF DEPOSITION
OF SIGMA CORPORATION**

PLEASE TAKE NOTICE, that pursuant to Rules 3.33(a) and (c)(1) of the Federal Trade Commission’s Rules of Practice for Adjudicative Proceedings (16 C.F.R. §§ 3.33(a) and (c)(1)), Complaint Counsel will take the deposition of Sigma Corporation (“SIGMA”) or its designee(s), who shall testify on SIGMA’s behalf, about matters known or reasonably available to SIGMA.

DEPOSITION TOPICS

1. The authenticity and admissibility under the provisions of Rule 3.43 of the Rules of Practice for Adjudicative Proceedings of the Federal Trade Commission, 16 C.F.R. §3.43, of the documents listed in Attachment A.

CX 0893

From: Star Pipe Products [marketing@starpipelineproducts.com]
Sent: Thursday, February 07, 2008 01:34:25 AM
To: CS1 (Craig Schapiro - CRM)
Subject: New Multipliers - Star Pipe Products



February 6, 2008

RE: Multiplier Changes - Effective February 18, 2008

To Our Valued Customers:

The following is a breakdown of our current price lists and the new multipliers that will take effect Monday, February 18, 2008.

<u>Product Description</u>	<u>Price List</u>	<u>Multiplier</u>
» Utility Fittings C110 & C153	UPL.07.02 (blue)	.31
» Accessories	UPL.07.02 (blue)	.31
» Joint Restraint Products	JRPL.06.03 (gray)	No Change
» AWWA Grooved Products	GRVPL.07.02 (yellow)	CALL*
» Ceramic Epoxy Lined Fittings	UPL.07.02 (blue)	CALL*

(please contact your local Star representative for pricing)*

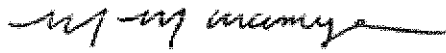
The new multipliers will apply to all orders received on or after Monday, February 18, 2008. Any order received prior to that date will be price protected provided no shipping restrictions apply.

Please provide your local Territory Manager with documentation regarding any municipal bids before February 18, 2008. Municipal contracts will be honored through the term of the contract, provided the documentation includes quantities and delivery dates.

We remain committed to earning your business.

Regards,

CX 0893-001



Matt Minamy
National Sales Manager

STAR PIPE PRODUCTS

4018 WESTHOLLOW PARKWAY HOUSTON, TEXAS 77082-4604
www.starpipeproducts.com

T: 281.958.8000
F: 281.958.8000



This message was sent from Star Pipe Products to cs1@sigmaco.com. It was sent from: Star Pipe Products, 4018 Westhollow Pkwy, Houston, TX 77082. You can modify/update your subscription via the link below.



[Manage your subscription](#)

CX 0893-002

SIG - 0061258
Confidential
FOIA Exempt

CX 1124

From: Mitchell Rona
Sent: Tuesday, March 11, 2008 08:16:03 AM
To: SB1 (Siddharth Bhattacharji-CRM); VP (Victor Pais - CRM)
Cc: 'GR1 (Gopi Ramanathan-CRM)'; 'SS1'; CS1 (Craig Schapiro - CRM); SB2 (Stuart Box - CRM)
Subject: RE: sb1 to mr1+ss1: : 3"-8" DIWF from Tyler/Union

Siddharth,

Let's put together our 200 ST mix and then I will work with them to make the plan.

As long we do what we say I think they will begin the process with us.

Sean ----> please prepare

Thanks,

Mitchell

From: SB1 (Siddharth Bhattacharji-CRM)
Sent: Tuesday, March 11, 2008 12:32 AM
To: Mitchell Rona; VP (Victor Pais - CRM)
Cc: 'GR1 (Gopi Ramanathan-CRM)'; 'SS1'; CS1 (Craig Schapiro - CRM); SB2 (Stuart Box - CRM)
Subject: sb1 to mr1+ss1: : 3"-8" DIWF from Tyler/Union

ATT: MR1 3/11

You can assure that SIGMA will not and cannot sell a domestic line with a limited ptrn range. We will not be making any distinction between ftgs made in Tyler/Union and elsewhere. Since the ftgs will carry the SIGMA logo, there is no question of we pretending to be domestic.

SS1 – please see what is our total usage of these 15 items. I doubt we can make 200MT with just 15 items since we have to still give some tonnage to our existing suppliers.
Can we if we can reach this tonnage including some more tees like 8x6, 8x8 , 890, etc.?

Rgds/

Siddharth

From: Mitchell Rona
Sent: Monday, March 10, 2008 10:55 PM
To: VP (Victor Pais - CRM)
Cc: SB1 (Siddharth Bhattacharji-CRM); GR1 (Gopi Ramanathan-CRM); SS1; CS1 (Craig Schapiro - CRM); SB2 (Stuart Box - CRM)
Subject: FW: 3"-8" DIWF from Tyler/Union

Guys,

Please read below from Rick.

He had indicated that he wanted to limit the # of items they supply us in his first email. He has now provided a list (below) but says it is not firm.

He clearly stated they don't want us to have a complete domestic range so we could quote domestic jobs.

I told him we have no interest at this time to sell against Tyler in the domestic market. I said I'm sure we could assure Tyler of that fact.

He said if they found different they would stop selling us.

He said he hears that some of the new prices in the market are being compromised with deals. He hopes the market will improve and hopes do our part.

I gave him the \$0.55 max number for glands. He said he would review and try and give us \$0.54 to \$0.55.

He felt the export incentive would not be reduced considering the steep increases in raw materials and currency appreciation.

He said A-1 should be very concerned about not be environmentally compliant and that after this Olympics this could quickly become an issue.

Let me know if this range or the limited range can generate the 200 tons and that is the road we want to go.

He also said that scrap is up and that he would qualify his fittings and gland quote.

Let me know.

Thanks,

Mitchell

From: Rick Tatman [mailto:rtatman@tylerunion.com]
Sent: Monday, March 10, 2008 2:47 PM
To: Mitchell Rona
Subject: FW: 3"-8" DIWF from Tyler/Union

Mitchell,

Looks like I never actually provided the item list. Below is what we were considering internally.

On fittings we'd need at least 200 tons per month of volume in order for this to make sense logistically.

Glands are a somewhat easier change over process to run your Brand so the monthly volume hurdle on Glands would 100 tons.

8" Pattern Combinations	6" MJ Pattern Combinations	4" MJ Pattern Combinations
8" 45 MJ Cpt	6" MJ Tee Cpt	4" MJ Tee Cpt
8" 22 1/2 MJ Cpt	6" MJ x Swl Tee Cpt	4" MJ 1/4 Bd Cpt
8" 11 1/4 MJ Cpt	6x4" MJ Tee Cpt	4" MJ 45 Bd Cpt
	6" MJ 90 Bd Cpt	4" MJ 22 1/2 Bd Cpt
	6" MJ 45 Bd Cpt	4" MJ 11 1/4 Bd Cpt
	6" MJ 22 1/2" Bd Cpt	
	6" MJ 11 1/4 Bd Cpt	

Richard (Rick) Tatman

VP&GM Tyler/Union
 McWane Waterworks Fittings Division
 (903) 882-240
rtatman@tylerunion.com

From: Rick Tatman [mailto:RTatman@TylerPipe.com]
Sent: Friday, February 01, 2008 8:06 AM
To: 'vp@sigmaco.com'
Cc: ' (rpage@mcwane.com)'; 'Leon McCullough (lmccullough@clowvalve.com)'; 'Thomas Walton (twalton@MH-Valve.com)'
Subject: 3"-8" DIWF from Tyler/Union

Victor,

For your consideration I'd like to propose providing Sigma with 3" – 8" Ductile Iron Waterworks fittings @ \$1,220 per ton FOB Anniston, AL. Terms would be 30 days net with no discounts allowed.

As some tooling modifications are required to incorporate the Sigma branding, we'd limit the availability to the top 12-20 items and require a substantial minimum volume commitment.

There are probably other commercial or legal issues I'd need to check on prior to being able to make a firm commitment. Before going through that exercise, I'd like to receive your feedback on the conditions above as well as the volume commitment Sigma would be comfortable committing to.

Regards,

Richard (Rick) Tatman

VP & GM Tyler/Union
 McWane Waterworks Fittings Division
 (903) 882-2440

No virus found in this outgoing message.

Checked by AVG Free Edition.

Version: 7.5.516 / Virus Database: 269.19.17/1253 - Release Date: 1/31/2008 9:09 AM

SIG - 0054528
Confidential
FOIA Exempt

CX 1124-004

CX 1396

From: Mike Walsh
Sent: Friday, June 25, 2010 09:14:04 AM
To: Mike Roy; Susan Van Hook; Kevin Flanagan; Richard Hueth; Ken Stephenson; Harry Bair; Julie Bell
Subject: FW: New Sigma Price Increase Letter
Attachments: Sigma Price Increase 6-24-2010.pdf

We need to get this letter out today. Each of you need to handle your respective customers. MW

From: lryb446150@aol.com [mailto:lryb446150@aol.com]
Sent: Thursday, June 24, 2010 5:24 PM
To: Iona Shenoy; Chris King; Mike Walsh; Al Richardson; Greg Fox; David Pietryga; Mitchell Rona; Steve Goodwyn
Subject: New Sigma Price Increase Letter

FYI

Cindy Dayotas
Sigma / Allcast Corporation
lryb446150@aol.com

SIGTP00005143
CONFIDENTIAL-FTC Docket No. 9351
FOIA Exempt/Protected by Court Order

CX 1396-001

Σ SIGMA*Your Fitting Choice...*

June 24, 2010

To: Sigma Customers in the following territories:

MA, CT, ME, VT, NH, RI, NY, NJ, DE, MD, VA, WV, NC, SC,
GA, FL, AL, MS, TN, KY, OH, IN, IL, MI, WI, MN, IA, MO, AR,
LA, TX, OK, KS, NE, SD, ND, WY, CO, NM, CA, AZ, HI, and
Puerto Rico

Re: The New Multipliers take effect July 1, 2010.

Dear Sigma Customers,

As I stated in my previous letter about the rising costs of producing product overseas, we at Sigma Corporation will be increasing our multipliers to a .29 in the above mentioned territories. The new multipliers will be off our current list prices and will be as follows:

.29 for MJ Push On and Flanged Fittings C110 and C153 (3"- 48")

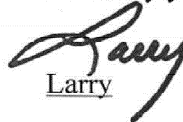
.29 for Glands and Accessories (3"- 48")

P.O.A. 401 lined and any other special coated Fittings.

Our Domestic Fitting prices remain in effect.

All annual municipal bid contracts will be honored per the terms of the contract. Any job quoted prior to today's letter will be honored through July 31, 2010 provided orders for immediate release have been received prior to July 31, 2010. Thank you for your support and we look forward to working with all of you for many years to come.

Sincerely yours,


Larry

SIGTP00005144
CONFIDENTIAL-FTC Docket No. 9351
FOIA Exempt/Protected by Court Order

CX 1396-002

CX 1401

From: GF1 (Greg Fox - ALX)
Sent: Thursday, January 31, 2008 11:11:55 AM
To: AR1 (Al Richardson-HTN); Ck1 (Chris King - ONT); DP2 (David Pietryga - CHI); MW (Mike Walsh - CRM)
Cc: LR (Larry Rybacki)
Subject: Southeast Multiplier Adjustment Announcement
Attachments: 20080131100925819.pdf

To RMs -

Attached is a letter that I wrote announcing Sigma's multiplier adjust fo rthe SOtheast.

Let me know your thoughts, suggested revisions, etc.

Greg

-----Original Message-----

From: kw1@sigmaco.com [mailto:kw1@sigmaco.com]
Sent: Thursday, January 31, 2008 9:09 AM
To: GF1 (Greg Fox - ALX)
Subject:

This E-mail was sent from "RNP828582" (Aficio 2022).

Scan Date: 01.31.2008 10:09:25 (-0500)
Queries to: kw1@sigmaco.com

SIGTP00004727
CONFIDENTIAL-FTC Docket No. 9351
FOIA Exempt/Protected by Court Order

CX 1401-001

P.O. Box 519
Alexander City, AL 35011
Email: RPS@sigmaco.com
www.sigmaco.com



TEL: (256) 234-2514
(800) 824-4513
FAX: (256) 234-4956

Date: February 1, 2008

Re: Fitting & Accessory Multiplier Adjustment

Dear Valued *Alabama* Customer:

As you may be aware, Sigma Corporation intended to publish a new list price sheet on January 2, 2008 which reflected an increase in our products due to increased cost of raw materials, freight and personnel. When the industry did not accept this list price increase, Sigma elected to announce a multiplier adjustment.

Therefore, effective February 18, 2008, Sigma's multiplier will be as follows:

x.25 against price book dated July 1, 2007

All municipal bids will be honored through the length of the contract.

Jobs quoted prior to this announcement will be honored through March 1, 2008.

We thank you for your past and future support of Sigma and wish you success in 2008.

Sincerely,

A handwritten signature in black ink, appearing to read "Greg Fox", written over a horizontal line.

Greg Fox
Southeast Regional Manager
Sigma Corporation

CX 1751

From: DAVE PIETRYGA [davepie@msn.com]
Sent: Monday, May 11, 2009 12:26:16 PM
To: CK1 (Chris King-ONT); AR1 (Al Richardson-HTN); RM6
Subject: RE: Price Increase Letter

Mine are out also.

To: ar1@sigmaco.com; RM6@sigmaco.com
Subject: Re: Price Increase Letter
From: ck1@sigmaco.com
Date: Mon, 11 May 2009 15:10:21 +0000

Mine are goneSent from my Verizon Wireless BlackBerry

From: "AR1 (Al Richardson-HTN)"
Date: Mon, 11 May 2009 11:00:41 -0400
To: RM6<RM6@sigmaco.com>
Subject: Price Increase Letter

We really need to get these letters out. GF felt that LR's letter was a little harsh. I spoke with LR and mentioned that to him and he loves the letter and does not care if he hurts anyones feeling.

Are you guys sending it out, AS IS?

Thanks

Al Richardson
SW Regional Manager
Houston, TX
281-987-1200
800-999-0109
281-987-0200 Fax

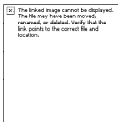
CX 2252

From: CS1 (Craig Schapiro - CRM) [CS1@sigmaco.com]
Sent: Friday, June 27, 2008 09:44:20 PM
To: m20@sigmaco.com
Subject: From Craig: New Multipliers - Star Pipe Products

Looks like STAR is sending their version of the TYLER letters...

Craig Schapiro
 SIGMA Corporation
 (800)999-2550 x238
cs1@sigmaco.com
 FAX 609-758-1158

From: Star Pipe Products [mailto:marketing@starpipelineproducts.com]
Sent: Fri 6/27/2008 5:22 PM
To: CS1 (Craig Schapiro - CRM)
Subject: New Multipliers - Star Pipe Products



June 27, 2008

RE: Multiplier Changes - Effective July 14, 2008 (CT, MA, ME, MI, NH, NJ, NY, RI, VT, AZ, CA, NM, El Paso-TX)

To Our Valued Customers:

The following is a breakdown of our current price lists and the new multipliers that will take effect Monday, July 14, 2008.

<u>Product Description</u>	<u>Price List</u>	<u>Multiplier</u>
» <i>Utility Fittings C110 & C153</i>	<i>UPL.07.02 (blue)</i>	<i>.33</i>
» <i>Accessories</i>	<i>UPL.07.02 (blue)</i>	<i>.33</i>
» <i>Joint Restraint Products</i>	<i>JRPL.08.01B (purple)</i>	<i>No Change</i>
» <i>AWWA Grooved Products</i>	<i>GRVPL.07.02 (yellow)</i>	<i>CALL*</i>
» <i>Ceramic Epoxy Lined Fittings</i>	<i>UPL.07.02 (blue)</i>	<i>CALL*</i>

(please contact your local Star representative for pricing)*

SIGTP00016290
 CONFIDENTIAL-FTC Docket No. 9351
 FOIA Exempt/Protected by Court Order

CX 2252-001

The new multipliers will apply to all orders received on or after Monday, July 14, 2008. Any order received prior to that date will be price protected provided no shipping restrictions apply.

Please provide your local Territory Manager with documentation regarding any municipal bids before July 14, 2008. Municipal contracts will be honored through the term of the contract, provided the documentation includes quantities and delivery dates.

We remain committed to earning your business.

Regards,



*Matt Minamyers
National Sales Manager*



This message was sent from Star Pipe Products to cs1@sigmaco.com. It was sent from: Star Pipe Products, 4018 Westhollow Pkwy, Houston, TX 77082. You can modify/update your subscription via the link below.

 [Manage your subscription](#)

SIGTP00016291
CONFIDENTIAL-FTC Docket No. 9351
FOIA Exempt/Protected by Court Order

CX 2252-002

CX 2445

From: DAVE PIETRYGA [davepie@msn.com]
Sent: Tuesday, December 22, 2009 09:52:05 AM
To: M20
Subject: FW: Tyler Import Price Increase
Attachments: 20091222095059283.pdf

> From: scanner@sigma_chi2k
> Subject:
> To: dp2@sigmaco.com
> Date: Tue, 22 Dec 2009 09:50:59 +0000
>
> This E-mail was sent from "ricoh" (Aficio 2018D).
>
> Scan Date: 12.22.2009 09:50:59 (+0000)
> Queries to: scanner@sigma_chi2k

Dec. 22. 2009 9:16AM Ferguson Waterworks 527' No. 8360' P. 1



708-758-6790

December 21, 2009

To: Tyler Union Customers in the following States:

ME, VT, NH, MA, RI, CT, NY, NJ, DE, MD, VA, WV, NC, SC, GA, FL, PR, AL, MS, TN,
KY, OH, IN, IL, MI, WI, MN, IA, MO, AR, LA, TX, OK, KS, NE, SD, ND, WY, CO, NM

Re: New Multipliers Effective January 22, 2010

Dear Valued Customer,

Effective Friday, January 22, 2010, Tyler Union will be implementing a price increase on all ductile iron waterworks fittings, gland and accessory products. This increase will be accomplished by an increase in our published multipliers for those products against our current List Price, LP 5091, as follows:

Non Domestic - Import Product Group

.27 Utility Fittings C110 and C153 (3" - 48")

.27 Accessories (3" - 48")

Non Domestic Valve and Service Boxes - Call for Pricing

All annual municipal bid contracts will be honored per the terms of the contract. Jobs quoted prior to today's announcement will be honored through January 22, 2010.

If you have any questions regarding this announcement, please contact your local Tyler Union territory manager. We look forward to continuing to work together to provide you and the waterworks industry quality products and service.

We thank you for your business and support.

Jerry Jansen
National Sales Manager

SIG - 0002009
Confidential
FOIA Exempt

CX 2445-002

CERTIFICATE OF SERVICE

I hereby certify that on September 5, 2012, I filed the foregoing document electronically using the FTC's E-Filing System, which will send notification of such filing to:

Donald S. Clark
Secretary
Federal Trade Commission
600 Pennsylvania Ave., NW
Washington, DC 20580

I also certify that I delivered via electronic mail and hand delivery a copy of the foregoing document to:

The Honorable D. Michael Chappell
Administrative Law Judge
Federal Trade Commission
600 Pennsylvania Ave., NW, Rm. H-110
Washington, DC 20580

I further certify that I delivered via electronic mail a copy of the foregoing document to:

Joseph A. Ostoyich
William C. Lavery
Baker Botts L.L.P.
The Warner
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Washington, DC 20004
(202) 639-7700
joseph.ostoyich@bakerbotts.com
william.lavery@bakerbotts.com

J. Alan Truitt
Thomas W. Thagard III
Maynard Cooper and Gale PC
1901 Sixth Avenue North
2400 Regions Harbert Plaza
Birmingham, AL 35203
(205) 254-1000
atruitt@maynardcooper.com
tthagard@maynardcooper.com

Counsel for Respondent McWane, Inc.

Matthew A. White
Ballard Spahr LLP
1735 Market Street, 51st Floor
Philadelphia, PA 19103-7599
(215) 864-8849
whitema@ballardspahr.com

Counsel for Sigma Corporation

CERTIFICATE FOR ELECTRONIC FILING

I certify that the electronic copy sent to the Secretary of the Commission is a true and correct copy of the paper original and that I possess a paper original of the signed document that is available for review by the parties and the adjudicator.

September 5, 2012

By: s/ Thomas H. Brock
Attorney