

UNITED STATES OF AMERICA  
FEDERAL TRADE COMMISSION



In the Matter of )  
 )  
CHICAGO BRIDGE & IRON COMPANY N.V. )  
a foreign corporation, )  
 )  
CHICAGO BRIDGE & IRON COMPANY, )  
a corporation, and )  
 )  
PITT-DES MOINES, INC., )  
a corporation. )

DOCKET NO. 9300

ORDER GRANTING RESPONDENTS' MOTIONS  
FOR *IN CAMERA* TREATMENT

I.

Pursuant to 16 C.F.R. § 3.45(g), on December 16, 2002, provisional *in camera* treatment was granted for specific portions of the trial testimony of Gerald Glenn, CEO of Respondent Chicago Bridge & Iron ("CB&I"). Subsequent to that testimony, Respondents, pursuant to Commission Rule 3.45(b), on December 18, 2002 and December 20, 2002 filed motions seeking *in camera* treatment for the specific portions of the trial testimony of Gerald Glenn which had been granted provisional *in camera* treatment. Complaint Counsel does not oppose Respondents' request. The Order on Non-Parties' Motions for *In Camera* Treatment of Documents Listed on Parties' Exhibit Lists, entered on November 1, 2002, set forth the standards by which the motions for *in camera* treatment are evaluated.


II.

Respondents seek *in camera* treatment for the trial testimony of Gerald Glenn regarding his views on the competitive strengths of CB&I's competitors and regarding CB&I's pricing strategy. These pages have been identified by Respondents as Trial Transcript 4221-4225 and all testimony on cross and redirect examination that references this testimony or elicits similar testimony. Respondents request an order granting *in camera* treatment of this trial testimony for a period of three years.

The declaration of Gerald Glenn attached to Respondents' motion demonstrates that these portions of his trial testimony consist of competitively sensitive and confidential information, the disclosure of which would cause the loss of business advantage and serious and irreparable injury to Respondents. Respondents have demonstrated that public disclosure of this information would result in clearly defined, serious injury.

Accordingly, Respondents' motions for *in camera* treatment are GRANTED. *In camera* treatment, for a period of three years, to expire December 1, 2005, is hereby GRANTED for the portions of Glenn's December 17, 2002 and December 18, 2002 trial testimony that were previously granted provisional *in camera* treatment pursuant to 16 C.F.R. § 3.45(g) and previously designated as *in camera* transcript material.

ORDERED:

  
\_\_\_\_\_  
D. Michael Chappell  
Administrative Law Judge

Date: January 8, 2003