In the Matter of

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

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ATTACHMENT A

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

IT IS HEREBY ORDERED THAT this Protective Order Governing
Confidential Material ("Protective Order") shall govern the handling of all gove059 g5 44gove4580.0193127Tc 2.10a

Order of such material, use or disclose co4fidential material as provided by its Rules of Practice; sections 6(f) and 21 of the Federal Trade Commission Act; or any other legal obligation imposed upon the Commission. 9. In the event that any co4fidential material is co4tained in any pleading, motion, exhibit or other paper filed or to be with the Secretary of Commission, the Secretary shall be so informed materiam740.05sTc 56.4 s Party filing such papers, and such papers shall be filed in camera. To the extent that such material was originalls submitted s a third party, the party including the materials in its papers shall immediatels notifs the submitter of such inclusion. Co4fidential material co4tained in the papers shall co4tinue to have in camera u4til further order Administrative Law Judge, provided, however, that such papers mas be furnished to persons or entities who mas receive co4fidential material pursuant to Paragraphs 7 or 8. Upon after filing ans paper co4taining co4fidential material, the filing party shall file on the public record a duplicate copy of paper that does co4fidential material. Further, protection for ans such material expires, a on the public record a duplicate copy which also co4tains the formerly protected material. 3

10. If counsel plans to introduce into evidence at the hearing any document or transcript containing confidential material produced by another party or by a third party, they shall provide advance notice to the other party or third party for purposes of allowing that party to seek an order that the document or transcript be granted in camera treatment. If that party wishes in camera treatment for the document or transcript, the party shall file an appropriate motion with the Administrative Law Judge within 5 days after it receives such notice. Except where such an order is granted, all documents and transcripts shall be part of the public record. Where in camera treatment is granted, a duplicate copy of such document or transcript with the confidential material deleted therefrom may be placed on the public record.

11. If any party receives a discovery request in any investigation or in any other proceeding or matter that may require the disclosure of confidential material submitted by another party or third party, the recipient of the discovery request shall promptly notify the submitter ofreceipt of such request. Unless a shorter time is mandated by an order of a court, such notification shall be in writing and be received by the submitter at least 10 business days before production, and shall include a copy of this Protective Order and a . cover letter that wil.J apprise the submitter of its rights hereunder. Nothing herein shall be construed as requiring the recipient of the discovery request or anyone else covered by this Order to challenge or appeal any order requiring production of confidential material, to subject itself to any penalties for non-compliance with any such order, or to seek any relief from the Administrative Law Judge or the Commission. The recipient shall not oppose the submitter's efforts to challenge the disclosure of confidential material. In addition, nothing herein shall limit the applicability 2.218 0 Td (the)Tj 0.018 Tc 1the