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UNITED STATES OF AMERICA

FEDERAL TRADE COMMISSION

FEDERAL

In the Matter of

MOTOR UP AMERICA, INC.

corporations, and

DOCKET NO. 9291

BURNS

KYLE

individually and as an officer
of the corporations.

PROTECTIVE ORDER GOVERNING CONFIDENTIAL MATERIAL

ans and includes

1. As used herein below, the term "documents and information" means

documents produced by respondents Motor Up America, Inc.

interrogatories and transcripts of depositions of all officers, directors, current or former employees, representatives of or consultants to

Deposits or third parties taken or obtained in the course of discovery

Respondents or third parties in the course of the pre-complaint investigation in documents produced by

information contained in such documents, answers and transcripts this matter and all information

2. This Order shall apply to all documents and information, not otherwise available to the

that respondents or a third party providing such documents and information believe in good faith to be confidential or otherwise subject to a duty of confidentiality

Terms of the Order as to copies of transcripts, reports

production are within twenty (20) days

s of the deponent's receipt of such transcripts.

designated as "confidential" within ten (10) days

described in paragraph 2 shall be treated as

2. The documents and information

confidential and shall not be disclosed to anyone other than:



application for *in-camera* treatment of the

If the Administrative Law Judge either grants the ap

of the pleading containing confidential

material or does not rule on the application prior to the filing

t in accordance with the procedures set

information, the party shall file two versions of the document

protections shall be accorded *in-camera* treatment pending a ruling on the application by the

Administrative Law Judge. If for any reason the Administrative Law Judge no longer has jurisdiction to

in-camera treatment (for example, if the parties enter into a consent agreement,

rule on applications for *in*

Administrative Law Judge

Version with the Secretary will be business days of the date any

longer has jurisdiction

ing discovery from third parties, shall attach to such discovery

The parties, in conduct

es a copy of this Order so as to apprise such third parties of their rights herein

requ

8. Except as otherwise provided herein above, nothing in this Protective Order shall affect

of documents and information at the trial of the matter before the Commission or any other

the use

closure of documents or information as may be required by law, including the Federal Trade

disc

Commission Rules of Practice

Ca

SO ORDERED:

It is

Dm Chappell

D. Michael Chappell

Administrative Law Judge

Dated May 21, 1999

FEDERAL TRADE COMMISSION

4. I am aware that, pursuant to § 3.42(h) of the Commission's Rules of Practice, 16 C.F.R.