

UNITED STATES OF AMERICA

FEDERAL TRADE COMMISSION

FEDERAL

MOTOR UP AMERICA, INC.

) corporations, and

BURNS)

) DOCKET NO. 9291

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" me

ton, Inc., Motor Up America, Inc., and all documents produced by Respondents in their Motor Up

errogatories and transcripts of all depositions taken by the parties in the course of discovery in this proceeding, all answers to interrogatories and transcripts of all depositions of all officers, directors, current or former employees, representatives or consultants to

the parties in the course of discovery in this proceeding, all answers to interrogatories and transcripts of all depositions of all officers, directors, current or former employees, representatives or consultants to

this proceeding, all documents and information, taken or obtained in the course of discovery by

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

documents produced by

nation contained in such documents, answers and transcripts.

this matter, and all inform

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

public, that Respondents or a third party providing such documents and information believe in good

complaint or Order to expect from other persons in
the course of their investigation or defense of the
cause of action.

production timely (within 20 days).

described in paragraph 2 shall be treated as

designated as "confidential" within ten (10) days

of the deponent's receipt of such transcripts.

described in paragraph 3a. The documents and information

confidential and shall not be disclosed to anyone other than:



application for *in-camera* treatment of the

for the Administrative Law Judge either grants the app

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

rule on applications for *in*

the party shall file a motion for a protective order.

random sampling of evidence in determining whether to grant

Administrative Law Judge.

rule on the application for *in*

longer has jurisdiction.

ing discovery from third parties, shall attach to such discovery

7. The parties, in conducti

copy of this Order shall apprise such third parties of their rights hereon.

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

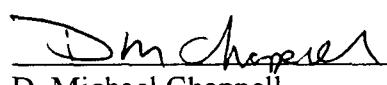
documents or information at the trial of their matter or the Commission's own use

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

Commission Rules of Practice

Co

SO ORDERED:



Michael Channel

Administrative Law Judge

Dated May 21, 1999

FEDERAL TRADE COMMISSION

In the Matter of

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