

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

**In the Matter of**

**KENTUCKY HOUSEHOLD  
GOODS CARRIERS  
ASSOCIATION, INC.,**

**a corporation.**

**Docket No. 9309**

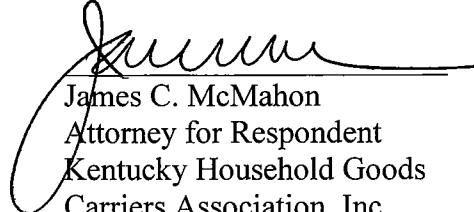
Respondent's Answer to the Complaint contains a "State Action Defense," which alleges that the tariff filing activities of the Respondent challenged in the Complaint are

~~conducted pursuant to an affirmatively expressed policy of the Commonwealth of~~

conducted pursuant to an affirmatively expressed policy of the Commonwealth of

~~Kentucky, as evidenced by the Kentucky Transportation Cabinet~~

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'James C. McMahon', written over a horizontal line.

James C. McMahon  
Attorney for Respondent  
Kentucky Household Goods  
Carriers Association, Inc.  
60 East 42<sup>nd</sup> Street; Ste. 1540  
New York, NY 10165-1544  
212.973.4862

**CERTIFICATE OF SERVICE**

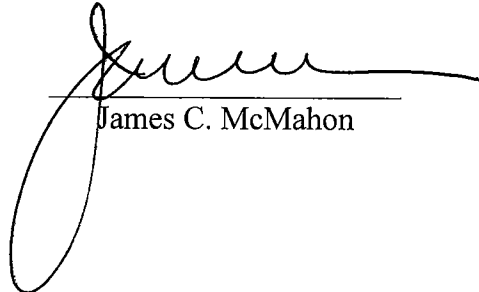
This is to certify that on December 30, 2003, I caused a copy of the attached **Respondent's Final Proposed Witness List** to be served upon the following persons by hand delivery:

Hon. D. Michael Chappell  
Administrative Law Judge  
Federal Trade Commission  
600 Pennsylvania Avenue, N.W.  
Washington, DC 20580

Hon. Richard Dagen  
Associate Director  
Federal Trade Commission  
601 New Jersey Ave., N.W.  
Room 6223  
Washington, DC 20580

Dana Abrahamsen, Esq.  
Bureau of Competition  
Room 5229  
Federal Trade Commission  
601 New Jersey Avenue, N.W.  
Washington, D.C. 20580

Dated: New York, NY  
December 30, 2003



James C. McMahon