UNITED STATES OF AMElUCA
BEFORE FEDERAL TRADE COMMISSION

)
In the Matter of)
)
CHICAGO BRIDGE & IRON COMPANY, N.V.,) Public
a foreign corporation,)
)
CHICAGO BRIDGE & IRON COMPANY, 1 Docket No. 9300
a corporation, and 1
1
PITT-DES MOINES, INC., 1
a corporation. 1

To: Coillmissioi~

COMPLAINT COUNSEL'S RESPONSE TO RESPONDENTS' MOTION FOR IN CAMERA TREATMENT

B~ motion filed June 30,2005,' Respondents Chicago Bridge & Iron Company N.V. and

Chicago Bridge & Iron Company (collectively, "CB&I") request in camera treatment of certain

materials contained in Complaint counsel's June 20 Response2 that reference portions of

Respondents' F~~rther Biefing on Specific Remedy Issues ("Further Briefi~~g")~

CB&I fail to provide any justification for irz carneva treatment of the inaterials appearing
on page 7 of the JLUI~ 20 Response and in Attachment B thereto, and Respondent Pitt-Des Moines, Inc. ("PDM") has not moved for irz car7zera treatment of these materials. These materials relate solely to the Febiuary 7, 2001, Post-Closing Risk Allocation Agreement between CB&I and PDM and do not fall within the justification for irz carnera treatment set fol-th at pages 3-4 of CB&IYs In Car?zera Motion. Accordingly, these materials should be placed on the public record.
Complaint counsel, however, do not object to CB&IYs req~zest for in camera treatment of
the following materials:
t those portions of CB&IYs In Camera Motion and of Exhbit A thereto that CB&I
filed ~lnder seal on J~zne 30, 2005;
t materials contained in the first fill1 paragraph on page 13 and in the last fill1
paragraph on page 14 of the J~me 20 Response that Complaint co~lnsel filed
temporarily ~mder seal on June 20,2005.
Further, Complaint counsel do not object to in camera treatment of those portions of the F~lrther Briefing that CB&I filed under seal on J~me 6,2005, provided CB&I file a timely motion for in camera treatment thereof.
Complaint co~msel will file, as appropriate on the p~blic record, a new, redacted copy of the
June 20 Response following ruling by the Commission on CB&IYs In Camera Motion. Respectfillly submitted,

Rhett R. Krulla
Steven L. Wilensky
Co~msel S~zpporting the Complaint

DATED: July 5,2005.

B~lrea~~ of Coinpetitioll
Federal Trade Cornrnissioil
Washington, D.C. 20580

CERTIFICATE OF SERVICE

I hereby certify that I today catwed:

One original and twelve copies of Complaint Co~msel's Response to Respondents' Motion for Irz Cnlnern Treatment to be sewed, by hand delivery, and one copy to be served, by electronic mail, u~pon:

Office of the Secretary
Federal Trade Colnmission

600 Pennsylvania Aven~~e, NW Washington, DC 20580

And one copy to be served, by f~st-class mail, upon each of the following:

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