

**PUBLIC RECORD VERSION**  
**UNITED STATES OF AMERICA**  
**BEFORE FEDERAL TRADE COMMISSION**

**COMMISSIONERS:**      **Deborah Platt Majoras, Chairman**  
                                 **Thomas B. Leary**  
                                 **Pamela Jones Harbour**  
                                 **Jon Leibowitz**

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**In the Matter of**

**CHICAGO BRIDGE & IRON COMPANY N.V.**  
    **a foreign corporation,**

**CHICAGO BRIDGE & IRON COMPANY,**  
    **a corporation, and**

**PITT-DES MOINES, INC.,**  
    **a corporation.**

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**Docket No. 9300**

**ORDER GR**

has not provided a justification for *in camera* treatment of the material on page 7 and Attachment B of Complaint Counsel's Response and thus argue that those materials should be placed on the public record.

The Commission finds that CB&I has satisfied the standard set forth in Commission Rule 3.45(b) for those materials on pages 13 and 14 of Complaint Counsel's Response and portions of CB&I's Motion and Exhibit A of the Motion and shown that the disclosure of this information would likely result in "clearly defined, serious injury." 16 C.F.R. § 3.45(b). *See H.P. Hood & Sons, Inc.*, 58 F.T.C. 1184, 1188 (1961); *Bristol-Myers Co.*, 90 F.T.C. 455, 456 (1977); *General Foods Corp.*, 95 F.T.C. 352, 355 (1980). Although we recognize that Respondents have not established that Attachment B to Complaint Counsel's Response meets this standard, the Commission believes this failure may have been inadvertent, and we have therefore granted *in camera* status for six months for this material. At the end of this period, CB&I may move to have the *in camera* period extended or, in the absence of such a motion, the material will be unsealed. The Commission has determined to make public the material on page 7, which merely references [ REDACTED ]. This material is available from public sources and therefore is not eligible for *in camera* status. *See Tr.* at 2957-58, 6869-73. Finally, the Commission is not persuaded that *in camera* treatment should be granted for the five-

**IT IS FURTHER ORDERED THAT** Respondents' Motion is DENIED to the extent it seeks *in camera* treatment for the material on page 7 of Complaint Counsel's Response that was redacted from the public version.

By the Commission.

Donald S. Clark  
Secretary

SEAL  
ISSUED: August 24, 2005