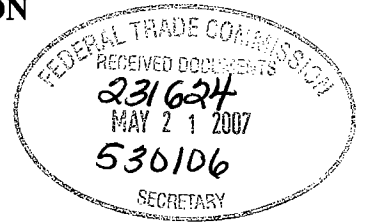


ORIGINAL

UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION



In the Matter of,)

EQUITABLE RESOURCES, INC.,)
a corporation,)

DOMINION RESOURCES, INC.,)
a corporation,)

CONSOLIDATED NATURAL GAS)
COMPANY,)
a corporation,)

and)

THE PEOPLES NATURAL GAS)
COMPANY,)
a corporation.)

Docket No. 9322

PUBLIC

RESPONDENTS' REPLY TO COMPLAINT COUNSEL'S OBJECTION TO

importance, it would allow the FTC and the patients avoid needless expenditures of resources

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

School Dist. 211, No. 06-2060, 2007 WL 1374863, *4 (7th Cir. May 11, 2007) (“In particular, the fact that an appeal was lodged does not defeat the finality of the judgment.”); *Comm. Dist.*

Report Co. v. U.S. Customs Serv., 957 F.2d 922, 928 (6th Cir. 1993) (“The mere filing of an appeal does not prevent a judgment from becoming final for purposes of res judicata.”).

Otherwise, the FTC and the Third Circuit will be considering the same issues, on the same facts, at the same time. Absolutely no purpose is served by such wasteful and duplicative proceedings, which would be contrary to fundamental, well-established principles of fairness, efficiency and

~~CONFIDENTIAL~~

I HEREBY certify that copies of the foregoing RESPONDENTS' REPLY TO COMPLAINT
COUNSEL'S OBJECTION TO RESPONDENTS' MOTION TO THE COMMISSION

TO REMOVE MATTER FROM ADJUDICATION were served on the following persons this
21st day of May, 2007 as indicated below.

Complaint Counsel – BY HAND

Dr. H. L. ... (h.l. ...@fda.gov)

Assistant Director, Mergers III
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Counsel for Defendants Dominion Resources, Inc. Consolidated Natural Gas Company, LLC