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	FEDERAL TRADE COMMISSION
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··	and (2) communications between Commission staff and the staff of the Office of the Attorney General of California ("CAAG") relating to coordination of the two agencies' parallel investigations. Complaint Counsel maintains that the documents are properly withheld based upon the government deliberative process privilege, work-product dectrine and for a subset of documents the government informent minit.
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A document must meet two requirements for the deliberative process privilege to

Hearing preparations: Materials ... [A] party may obtain discovery of documents and tangible things otherwise discoverable under paragraph (a)(1) of this section and prepared in anticipation of litization and form

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hearing by or for another party or by or for that other party's representative (including the party's attorney, consultant, or agent) only upon a showing that the party seeking discovery has substantial need of the materials in the preparation of its case and that the party is unable without undue hardship to obtain the substantial equivalent of the materials by other means. In ordering discovery of such materials when the required showing has been made, the Administrative Law Judge shall protect against disclosure of the mental impressions, conclusions, opinions, or legal theories of an attorney or other representative of a party.

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discovery of documents and tangible things . . . prepared in anticipation of litigation or for trial by or for another party or by or for that other party's representative . . . only upon a showing that the party seeking discovery has substantial need of the materials in the preparation of his case and that he is unable without undue hardship to obtain the substantial equivalent of the materials by other means. In ordering discovery of such

Upon review of the Motion Opposition privilege logs_and Feinstein	and Naoler
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