

PUBLIC DOCUMENT
(REDACTED)

confidential by GPP. As demonstrated below, this evidence meets the standard designated as co

ng. Information contained in required to justify indefinite *in camera* treatment in this proceed

competitively sensitive and is not information that is necessary to these documents and in re: summary deposition transcripts

likely to cause direct, serious harm to confidence by GPP. Public disclosure of this evidence is l

GPP's competitive position. Therefore, pursuant to 16 C.F.R. § 3.15(b), GPP respectfully moves

treatment of the documents and testimony in question. GPP submits the for indefinite *in camera*

intro. e. attached hereto as Exhibit A in further support of Declaration of Mark A. Y. Esq. et al.

this Motion.

ted to introduction into evidence by Complaint Counsel. The GPP documents design

business that disclosure would result in serious competitive injury.” *In re General Foods Corp.*

confidential business information from unnecessary airing. *Hood*, 58

The secrecy and materiality of the documents in question are evaluated according to the

following standards articulated by the Commission in *In re Bristol-Meyers Co.*, 90 F.T.C. 455,

456 (1977):

- (1) the extent to which the information is known outside the applicant's business;
- (2) the extent to which the information is known by employees and others involved in the applicant's business;

by the applicant to guard the secrecy of the information. (3) the extent of measures taken

RULES OF PRACTICE.

A. Description of Documents and Testimony and Nature of Confidential Information Designated By Complaint Counsel

CX 2258

CX 2258 is a spreadsheet

f this information would result in significant
commercial interests

As a result, public disclosure o
damage to CFPB's

admittedly, simply because the defendant has not requested treatment of the following

information:

The Bates number of this document is identical to the Bates number of the document

4. As noted above, public

designated by Complaint Counsel as CX2258. Ayres Declaration a

to CIP's on here claim for its disclosure of CX2258 will result in significant damage

CX2508

names non-identifiable information designated here as CX2508. CX2508 is a document of CIP's on here claim for its

because in this case, the information is not of a type that is generally available to the public and its disclosure would be likely to result in significant damage to CIP's on here claim for its

and available information

ution of this matter, nor will these confidential information will not materially promote the resolution

proposals. The Commission's... and testimony... had reasonable public understanding of the...
balance of interests clearly favors... protection of... documents and testimony...
in this Motion.

Protection Should be Extended Indefinitely

E.

ly confidential information in the designated documents and testimony warrants The high

camera treatment. Indefinite *in camera* treatment may be granted where the indefinite *in camera*

th the competitive sensitivity or the proprietary value of the information will not diminish with

dition: passage of time. *Juno Gas Co., Inc.*, 1000 F.T.C. LEXIS 364 (Oct. 17, 1990). Unlike

business records, which often receive *in camera* treatment for chartered periods of time,

are of... are extremely sensitive and

value such enduring and significant proprietary value to GPP's competitive position that their

will not diminish with the passage of time.

III. CONCLUSION

Commission's Rules of Practice and relevant FTC precedent Under the Federal Trade Commission



UNITED STATES OF AMERICA

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