

available evidence, and because the parties failed fully to comply with the Commission's requests for information, the Commission could not justify closing its investigation at this time.

Absent the full disclosure of relevant information by the parties, the Commission would not be able to fully resolve the matter. <sup>105</sup> TD (t)j 3.00

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<sup>1</sup>Our colleague suggests that staff should have sent the parties a "more tailored subpoena." We think that, absent a disclosure by the parties of the identity and location of relevant information (electronic and other), as well as the successful completion of negotiations (see Commission Rule 4.7(c)), the staff is not required unilaterally to modify a subpoena duly issued by the Commission. Simply put, based on the

