

PUBLIC-REDACTED

PUBLIC

UNITED STATES OF AMERICA  
BEFORE THE FEDERAL TRADE

05 30 2018

590935

COMMISSIONERS: Joseph Simons, Chairman  
Maureen Ohlhausen  
Rohit Chopra  
Noah Phillips  
Rebecca Slaughter

In the Matter of

Tronox Limited  
a corporation,

National Industrialization Company

Docket No. 0377

a corporation,

CAMERA TREATMENT PURSUANT TO ETC RULE 3.45

competitive injury to PPG. PPG also requests that any hearing testimony be maintained *in camera*.

[REDACTED]

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Exhibit No.	Document Title/Description	Date	Beginning Bates No.	Ending Bates No.	Full or Partial Treatment
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document be maintained *in camera*.

**BACKGROUND**

PPG is a manufacturer and distributor of coatings products, for which one of the key input materials is TiO2. On May 23, 2018 and May 24, 2018, Mr. Paul Malichky testified on behalf of PPG at trial. On May 24, on cross-examination, Respondents introduced a PPG document bearing Bates number PPG-TROX-00002256 – PPG-TROX-00002260, which had been designated Confidential pursuant to the Protective Order in this matter. Respondents marked this document RX2003 and moved it into evidence.





customers, competitors, or suppliers. No part of this document is to be disclosed to the public.

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would remain Confidential. Moreover, the serious competitive harm that PPG would suffer

[REDACTED]

of 10 years.

CONCLUSION

For the foregoing reasons, PPG respectfully requests that the Commission grant its motion for *in camera* treatment pursuant to FTC Rule 3.45(b) for a period of ten years.

Dated: May 30, 2018

Respectfully submitted,

/s/ J. Robert Robertson

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*Attorneys for PPG Industries, Inc.*

Notice of Electronic Service

I hereby certify that on May 30, 2018, I filed an electronic copy of the foregoing Supplemental Motion for In Camera Treatment - PUBLIC, Exhibit A - PUBLIC, Exhibit B - Declaration of Paul Malichky, Proposed Order, Certificate of Service, with:

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I hereby certify that on May 30, 2018, I served via E-Service an electronic copy of the foregoing Supplemental Motion for In Camera Treatment - PUBLIC, Exhibit A - PUBLIC, Exhibit B - Declaration of Paul Malichky, Proposed Order, Certificate of Service, upon:

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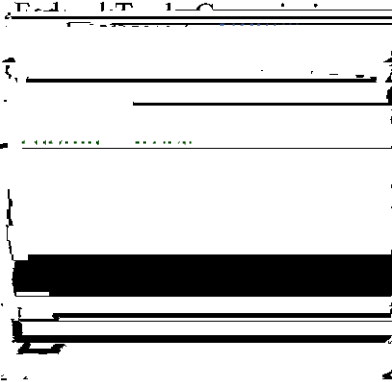
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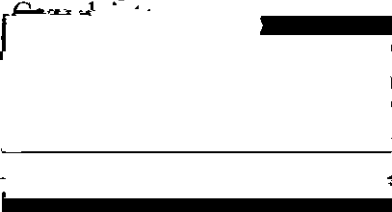
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PUBLIC  
AL TRADE MARK

05 30 2018

590935

**EXHIBIT A**

**DOCUMENTARY EVIDENCE CONTAINED HEREIN**

***IN CAMERA* TREATMENT REQUESTED**

Notice of Electronic Service

I hereby certify that on May 20, 2019, I filed the following documents with the Court:

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**ORIGINAL**

**EXHIBIT B**

**DECLARATION OF PAUL MALICHKY**

UNITED STATES OF AMERICA  
BEFORE THE FEDERAL TRADE COMMISSION

COMMISSIONERS:     **Joseph Simons, Chairman**  
                          **Maureen Ohlhausen**  
                          **Rohit Chopra**  
                          **Noah Phillips**  
                          **Rebecca Slaughter**

**In the Matter of**

**Tronox Limited**  
      **a corporation,**

**National Industrialization Company**  
**(TASNEE)**  
      **a corporation,**

**National Titanium Dioxide**  
**Company Limited (Cristal),**  
      **a corporation,**

**AND**

**Cristal USA Inc.**  
      **a corporation.**

**Docket No. 9377**

**DECLARATION OF PAUL MALICHKY IN SUPPORT OF NON-PARTY PPG**  
**INDUSTRIES, INC.'S SUPPLEMENTAL MOTION FOR *IN CAMERA* TREATMENT**

I, Paul Malichky, hereby declare as follows:

1.     I am the Director of Raw Material Purchasing for PPG Industries, Inc. (“PPG”). I make this declaration in support of Non-Party PPG Industries, Inc.’s Motion for *In Camera* Treatment (the “Motion”). I have personal knowledge of the matters stated herein and, if called upon to do so, could competently testify about them.

2.     PPG, based in Pittsburgh, Pennsylvania, is a global manufacturer of coatings products, for which one of the key input materials is titanium dioxide (“TiO<sub>2</sub>”). I joined PPG in

2008 and have worked in various capacities at PPG since then, including as Manager, Regulatory and Emerging Issues; Director, Product Stewardship; and now as Director of Raw Material

3. In my current position, I am responsible for procuring all of the TiO<sub>2</sub> used by PPG, which includes negotiating volume, pricing, and other aspects of supply with TiO<sub>2</sub> suppliers. I am also involved in developing and implementing PPG's TiO<sub>2</sub> supply strategies, which include among other things, developing alternative sources of supply and exploring TiO<sub>2</sub> alternatives.

4. I testified in the administrative hearing in this matter on May 23 and May 24, 2018. During my cross-examination on May 24, counsel for Tropic asked me questions I

[REDACTED]



Notice of Electronic Service

I hereby certify that on May 20, 2019, I filed with the Court the following documents:

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UNITED STATES OF AMERICA

05 30 2018

590935

COMMISSIONERS: Maureen Ohlhausen, Acting Chairman

In the Matter of

Tronox Limited  
a corporation,

National Industrialization Company  
(TASNEE)  
a corporation,

Docket No. 9377

National Titanium Dioxide  
Company Limited (Cristal),  
a corporation,

AND

Cristal USA Inc.

[PROPOSED] ORDER

[REDACTED]

ORDERED:

---

D. Michael Chappell  
Chief Administrative Law Judge

Dated: \_\_\_\_\_, 2018.



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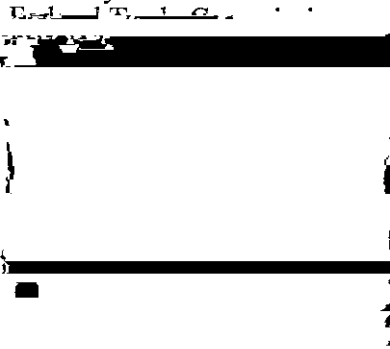
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 30<sup>th</sup> day of May, 2018, I filed

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I also hereby certify that I caused a true and correct copy of the foregoing documents to

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