

UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION

COMMISSIONERS: Lina M. Khan, Chair
Rebecca Kelly Slaughter
Alvaro Bedoya

FTC Matter No. P246201

ORDER TO FILE A SPECIAL REPORT

Pursuant to 16 CFR 244.6 (b)(1) ET Q q 0 0 612 792 re W* n BT 0 g /TT2 12 Tf 2

why the answer is incomplete. The Special Report and accompanying documentary responses must be Bate stamped.

[REDACTED] is required to respond to this Order using information [REDACTED] ¶ V possession, custody, or control, including information maintained in a central data repository to which [REDACTED] has access [REDACTED] should not seek any responsive information and data from separately incorporated subsidiaries or affiliates or from individuals (other than in their capacity as [REDACTED] employee or as [REDACTED] agent). However, [REDACTED] should provide information relating to separately incorporated subsidiaries or affiliates if [REDACTED] already has possession, custody, or control of such information. No later than 14 days from the date of service [REDACTED] should contact Commission staff and indicate whether all of the information required to respond to this Order [REDACTED] ¶ V @ S R V V H V V L R custody, or control. If certain information is not [REDACTED] ¶ V @ S R V V H V V L R Q F X V W R control, no later than 14 days from the date of service [REDACTED] also must: (1) Identify, both orally and in writing, each question or subquestion that [REDACTED] is not able to fully answer because information is not [REDACTED] ¶ V @ S R V V H V V L R Q F X V W R G \ R U each, provide the full names and addresses of all entities or individuals who have possession, custody, or control of such missing information.

The Commission will report any information in a manner consistent with Sections 6(f) and 21(d) of the FTC Act by aggregating or anonymizing as necessary to protect trade secrets and confidential or privileged commercial or financial information. Individual submissions

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WKH &RPSDQ\ WHQ GD\V¶ QRWLFH RI WKH &RPPLVVLRQ¶
Sections 6(f) and 21 of the FTC Act.

Specifications

1. Provide all agreements and related documents (e.g., term sheet, schedules, attachments, VLGH OHW WHUV IRU WKH & RPSDQ\¶V LQYHVWPHQW LQ & 203\$1 < @ WKH ³WUDQVDFWLRQ´ , GHQWLI\ DQG H[SOD transaction discussed or contemplated by the Company, or any of its officers, directors, or employees.
2. Identify, explain, and provide documents sufficient to show: (i) the nature and extent of Your interaction with and influence over [PARTNER COMPANY]; (ii) the engagement and interaction between You and [PARTNER COMPANY] as it concerns business operations and strategic decisionmaking (including, but not limited to, decisions around the initiation, launch, roadmapping, development, and discontinuation of products and services; decisions around the pricing of products and services; decisions around the granting of access to products and services; and decisions around personnel, including the hiring and allocation of staff (iii) the subject personnel and dates of any regular meetings between you and [PARTNER COMPANY]; and (iv) any governance or oversight rights or options (e.g., Board seats) that You have or may exercise with respect to [PARTNER COMPANY].
3. Provide all analyses, reports, studies, and surveys prepared by or for any senior management for the purpose of evaluating or analyzing the transaction with respect to its impact or potential impact (including but not limited to the impact or potential impact on

foreign government entities in connection with any investigation, request for information or other

1. Unless otherwise specified, all requests seek information and documents covering the period from January 1, 2017 to the date of this Order.
2. Unless otherwise specified, this Order requires the production of all responsive documents, data, and other information in your possession, custody, or control on the date that this Order was issued.
3. , Q R U G H U W R F R P S O \ L Q D P D Q Q H U F R Q V L V W H Q W Z L W K C.F.R. § 2.7(k), the Company shall schedule a teleconference, within 14 days after receiving this Order, with the Commission representative identified in Instruction 9 of

Hash	Identifying value used for deduplication typically SHA1 or MD5.
Text Link	Relative path to submitted text file. Example:\TEXT\001\FTC0003090.txt

- iii. Submit email attachments other than those described in subpart (a)(i) in TIFF (Group IV) format. For all email attachments, provide extracted text and the following metadata and information as applicable:

Metadata/Document Information	Description
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Parent ID	Document ID or beginning Bates number of the parent email.
Text Link	Relative path to submitted text file. Example:\TEXT\001\FTC0003090.txt
Time Created	Time file was created. [HH:MM:SS AM/PM]
Time Modified	Time file was saved. [HH:MM:SS AM/PM]

- iv. Submit all other electronic documents, other than those described in subpart (a)(i), in TIF (Group IV) format accompanied by extracted text and the following metadata and information:

Metadata/Document Information	Description
Alternative Custodian	List of custodians where the document has been removed as a duplicate.
Bates Begin	Beginning Bates number of the document.
Bates End	Last Bates number of the document.
Beg Attach	First Bates number of attachment range.
End Attach	Ending Bates number of attachment range.
Custodian	Name of the original custodian of the file.
Date Created	Date the file was created. [MM/DD/YYYY]
Date Modified	Date the file was last changed and saved. [MM/DD/YYYY HH:MM:SS AM/PM]
Page count	Number of pages in record.
File size	Size of document in KB.
File Extension	File extension type (e.g., docx, xlsx).
Filename with extension	Name of the original native file with file extension.
Hash	Identifying value used for deduplication typically SHA1 or MD5.

Originating Path	File path of the file as it resided in its original environment.

- ii. For productions under 10 gigabytes, ~~CD~~ROM (CD-R, CD-RW) optical disks and DVDROM (DVD+R, DVD+RW) optical disks for Windows compatible personal computers, and USB 2.0 Flash Drives are acceptable storage formats.
 - iii. All documents produced in electronic format shall be scanned for and free of viruses prior to submission. The Commission will return any infected media for replacement, which may affect the timing of your compliance with this Order.
 - iv. Encryption of productions using NIST FIPS compliant cryptographic hardware or software modules, with passwords sent under separate cover, is strongly encouraged.
 - d. Each production shall be submitted with a transmittal letter that includes the FTC matter number; production volume name; encryption method/software used; list of custodians and document identification number range for each; total number of documents; and list of load file fields in the order in which they are organized in the load file.
- 6. Before using software or technology (including search terms, predictive coding, de duplication, email threading or similar technologies) to identify or eliminate documents, data, or information potentially responsive to this Order you must submit a written description of such software or technology and any related processes and workflows. In addition:
 - a. if you use Technology Assisted Review to identify documents and information responsive to this Order or to exclude documents and information from further review describe your collection and review methodology, including: (a) how any software is used to identify responsive documents or exclude nonresponsive documents; (b) the process to identify and validate any seed set documents, if applicable; (c) the process to determine and validate accuracy of the automatic determinations of responsiveness and nonresponsiveness; and (d) the collection and review process for foreign language documents, whether reviewed manually or by some technology assisted method;
 - b. if you use search terms to identify documents and information responsive to this Order or to exclude documents and information from further review: for each custodian, search location, or document population provide (a) a list of proposed terms; (b) a tally of all the terms that appear in the collection and the number of documents containing each term; (c) a list of stop words and operators for the platform being used; and (d) a glossary of industry and company acronyms and terminology;

- e. identify the person(s) able to testify on your behalf about information known or reasonably available to the organization relating to your use of software or technology in response to this Order.
7. All documents responsive to this Order:
- a. shall be produced in complete form, ~~redacted~~ unless privileged, and in the order in which they appear in your files;
 - b. shall be marked on each page with corporate identification and consecutive document control numbers when produced in TIFF format (e.g., ~~ABC~~0001);
 - c.

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