

**UNITED STATES OF AMERICA
BEFORE FEDERAL TRADE COMMISSION
OFFICE OF ADMINISTRATIVE LAW JUDGES**

In the Matter of)	
)	PUBLIC
ASPEN TECHNOLOGY, INC.,)	
)	
Respondent.)	Docket No. 9310
)	
)	

**COMPLAINT COUNSEL’S NOTICE OF POSITION TO RESPONDENT
ASPEN TECHNOLOGY, INC.’S REVISED MOTION FOR
IN CAMERA TREATMENT OF CERTAIN TRIAL EXHIBITS**

Complaint Counsel have reviewed Respondent Aspen Technology, Inc.’s Revised Motion For *In Camera* Treatment Of Certain Trial Exhibits. Complaint Counsel and Respondent have agreed that Respondent will withdraw its request for *in camera* status for the following documents or portions of documents: CX0008 at 027-029, CX0013 at 019-024, CX0037 at 019, CX0038 at 001-004, 006-009, 013-015, 017-020, 025-032, 047-049, CX0056 at 021, CX0094 at 010, 050-053, CX0127 at 004, CX0184 at 015, CX0246, CX0271, CX0440, CX0516, and CX0802.¹

Subject to Respondent filing a notice withdrawing its request for complete or partial *in*

¹ Certain portions of pages, rather than the complete page, of Exhibits CX0184, CX0246, CX0516, and CX0802 will be redacted.

camera status for those documents, Complaint Counsel do not oppose complete or partial *in camera* status for the remainder of Respondent's documents.

Respectfully Submitted,



Peter Richman
Lesli C. Esposito
Mary N. Lehner
Vadim M. Brusser

Counsel Supporting the Complaint

Bureau of Competition
Federal Trade Commission
Washington, D.C.

Dated: May 17, 2004

CERTIFICATE OF SERVICE

I, Vadim M. Brusser, hereby certify that I caused copies of Complaint Counsel's Notice Of Position To Respondent Aspen Technology, Inc.'s Revised Motion For *In Camera* Treatment Of Certain Trial Exhibits to be delivered this day:

Two copies by hand delivery:

Hon. Stephen J. McGuire
Chief Administrative Law Judge
Federal Trade Commission
Room H-112
600 Pennsylvania Ave., N.W.
Washington, DC 20580

By electronic mail and by hand delivery:

Donald S. Clark, Secretary
Federal Trade Commission
600 Pennsylvania Ave., NW, Rm. H-159
Washington, DC 20580

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Vadim M. Brusser
Attorney
Federal Trade Commission

Dated: May 17, 2004