## **PUBLIC RECORD**

## UNITED STATES OF AMERICA FEDERAL TRADE COMMISSION

78.40 E COM RECEIVED COMMENTS OF 23 1352 MAY - 1 2007 529831 SECRETARY

In the Matter of

Docket No. 9320

REALCOMP II LTD.,

Chief Administrative Law Judge Stephen J. McGuire

Respondent.

## RESPONDENT'S NOTICE OF WITHDRAWAL OF ITS APPLICATION TO ADMINISTRATIVE LAW JUDGE TO LIFT RESTRICTED CONFIDENTIAL STATUS OF DEPOSITION TESTIMONY OF JEFF KERMATH

Respondent, Realcomp II, Ltd., through its attorneys, Foster, Swift, Collins & Smith, P.C. gives notice of its withdrawal of its Application to Administrative Law Judge to Lift Restricted Confidential Status of Deposition Testimony of Jeff Kermath filed April 26, 2007.

FOSTER, SWIFT, COLLINS & SMITH, P.C. Attorneys for Respondent

Dated: May 4, 2007

By:

Scott L. Mandel Steven H. Lasher Kirsten M. McNelly

Stephen J. Rhodes Emily L. Matthews

## **CERTIFICATE OF SERVICE**

This is to certify that on May 4, 2007, I caused a copy of the attached Respondent's Notice of Withdrawal of its Application to Administrative Law Judge to Lift Restricted Confidential Status of Deposition Testimony of Jeff Kermath in Docket No. 9320, to be served upon the following persons by Electronic Transmission and First Class Mail:

Sean P. Gates, Esq. 601 New Jersey Ave., N.W. Rm. NJ-6219 Washington, DC 20001

And two copies of same hand delivered by overnight courier to:

Hon. Stephen J. McGuire Chief Administrative Law Judge Federal Trade Commission 600 Pennsylvania Ave., NW Washington, DC 20580

Larri A Rosier