## ORIGINAL

## UNITED STATES OF AMERICA FEDERAL TRADE COMMISSION OFFICE OF ADMINISTRATIVE LAW JUDGES



In the Matter of

POLYPORE INTERNATIONAL, INC., Respondent. Docket No. 9327

## ORDER REGARDING DISCOVERY RELATED TO JOHNSON CONTROLS, INC.

On January 13, 2009, Respondent Polypore International, Inc. ("Respondent") and nonparty Johnson Controls, Inc. ("JCI") filed a Stipulation for Amended Protective Order Governing Discovery Material. JCI has raised a concern over Mr. Michael Shor, Special Counsel to Respondent, having access to certain information of JCI designated as highly confidential due to Mr. Shor's past involvement in dealings between Respondent and JCI. Complaint Counsel, Respondent and JCI (collectively, "the Parties"), stipulated and agreed that in order to protect the interests of JCI against the improper use and disclosure of highly confidential and competitively sensitive information submitted or produced in connection with the above captioned matter, it is necessary to amend the protective order to provide for an additional category of documents that will be subject to heightened protection.

Based upon the Stipulation of the Parties, it is HEREBY ORDERED that the October 23, 2008 Protective Order Governing Confidential Material (the "Protective Order") be and hereby is amended as follows:

1. Documents produced or submitted by JCI in connection with the above captioned matter that are designated as "Highly Confidential Material-FTC Docket No. 9327" shall not be disclosed to Michael Shor, Polypore Special Counsel.

2. All other provisions of the Protective Order shall remain unaffected by this Amendment.

**ORDERED:** 

D. Michael Chappell Administrative Law Judge

Date: January 15, 2009