## UNITED STATES OF AMERICA BEFORE THE FEDERAL TRADE COMMISSION

In the Matter of

McWANE, INC., a corporation, and

RECEIVED DOCUMENTS 02 28 2012 558867 SECRETARY

## **PUBLIC**

Docket No. 9351

**STAR PIPE PRODUCTS, LTD.**, a limited partnership.

## Star Pipe Products, Ltd.'s Notice to McWane, Inc. of Stay and Withdrawal from Adjudication, and Objections to Pending Discovery Requests

On February 23, 2012, the Federal Trade Commission issued its Order Withdrawing Matter from Adjudication as to Respondent Star Pipe Products, Ltd., for the Purpose of Considering a Proposed Consent Agreement. Pursuant to that order and Rule 3.25(c) and (e) of the FTC Rules of Practice, 16 C.F.R. § 3.32(c), (e), all proceedings in this matter relating to Star Pipe Products, Ltd. ("Star") have been withdrawn from adjudication and are considered to be in a non-adjudicative and stayed status as to Star.

Star gives notice of these developments because McWane previously served certain written discovery requests on Star as a co-respondent, consisting of a First Set of Requests for Admissions, a First Set of Requests for the Production of Documents, and a First Set of Interrogatories. McWane also served notices for the depositions of 22 individuals at Star. In order to avoid any ambiguity and to preserve the stay of proceedings against Star, Star hereby files this objection to all of McWane's written discovery requests and deposition notices, as those constitute discovery procedures applicable only to parties to the proceeding. In accordance with the FTC's February 23, 2012 stay of all proceedings involving Star, and the specific rules governing the types of discovery requests served by McWane, Star has no duty during the stay to

respond to McWane's written discovery requests and deposition notices, and Star and Star's personnel will be honoring the stay order.

Dated: February 27, 2012

Respectfully submitted,

<u>/s/ Gregory S. C. Huffman</u> Gregory S. C. Huffman William M. Katz, Jr. Nicole L. Williams Brian W. Stoltz

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## **Certificate of Service and Regarding Electronic Submission**

I certify that on February 27, 2012, I filed the foregoing document electronically in PDF format using the FTC's E-Filing System, and also served a copy of the foregoing document on the following by the method indicated:

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Complaint Counsel (by email to ehassi@ftc.gov)

The Honorable D. Michael Chappell Administrative Law Judge Federal Trade Commission 600 Pennsylvania Ave., NW, Rm. H-106 Washington, DC 20580

(by email to oalj@ftc.gov and by Federal Express)

I also certify that the electronic PDF copy of the foregoing document sent to the Secretary of the Commission via the FTC E-Filing System is a true and correct copy of the original in my possession, which is available for review by the parties and the adjudicator.

<u>/s/ Brian W. Stoltz</u> Brian W. Stoltz

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