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

In the Matter of

**Microsoft Corp.,
a corporation;**

and

**Activision Blizzard, Inc.
a corporation.**

DOCKET NO. 9412

**AGREED MOTION OF NON-PARTY VALVE CORPORATION
FOR EXTENSION OF TIME TO MOVE TO LIMIT OR QUASH OR
OTHERWISE RESPOND TO SUBPOENA**

Non-party Valve Corporation (“Valve”) moves pursuant to 16 C.F.R. § 3.34(c) for a ten-day extension of time, until February 27, 2023, to move to limit or quash the subpoena served by the Federal Trade Commission (“FTC”) on February 7, 2023 (the “Subpoena”). The FTC agrees to the relief requested in this motion.

The FTC served Valve with the Subpoena on February 7, 2023, with a response date of February 28, 2023. Pursuant to Rule 3.34(c), the deadline for Valve to limit or quash the Subpoena is February 17, 2023.

Negotiations between Valve and the FTC as to the scope, relevancy and/or necessity of the Subpoena are ongoing. Valve requests an extension of the deadline for Valve to move to limit or quash or otherwise respond to the Subpoena so that Valve and the FTC can continue negotiations and eliminate or narrow any issues that need to be presented to the Court for resolution.

Pursuant to the January 4, 2023, Scheduling Order, the FTC has until April 7, 2023, to complete fact discovery, and therefore, Valve does not believe the requested extension will delay the progress of these proceedings.

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Valve therefore respectfully requests that Your Honor grant the requested relief pursuant to 16 C.F.R. § 4.3(b), for good cause shown.

Dated: February 17, 2023

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In the Matter of

**Microsoft Corp.,
a corporation;**

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**[PROPOSED] ORDER GRANTING AGREED MOTION FOR EXTENSION OF TIME
TO MOVE TO LIMIT OR QUASH OR OTHERWISE RESPOND TO SUBPOENA**

On February 17, 2023, non-party Valve Corporation (“Valve”) filed an Agreed Motion for Extension of Time to Move to Limit or Quash or Otherwise Respond to a Subpoena (“Motion”) served by the Federal Trade Commission (“FTC”) on February 7, 2023.

Under FTC Rule of Practice 3.34(c), any motion to limit or quash a subpoena must be filed within the earlier of ten days of service of the subpoena or the time for compliance therewith. Valve seeks an extension of time in order to continue negotiations with the FTC regarding the subpoena, thereby narrowing potential discovery disputes.

FTC Rule 4.3(b) authorizes the Administrative Law Judge, except in circumstances not here presented, to extend any time limit prescribed by the rules “[f]or good cause shown.” 16 C.F.R. § 4.3(b). Based on the representations in the Motion, Valve has demonstrated good cause for the requested extension.

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Accordingly, the Motion is GRANTED and it is hereby ORDERED that Valve's deadline for filing any motion to limit or quash the subpoena pursuant to Rule 3.34(c) is extended to February 27, 2023.

ORDERED:

D. Michael Chappell
Chief Administrative Law Judge

Date: February ____, 2023

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CERTIFICATE OF SERVICE

I hereby certify that on the 17th day of February 2023, I filed the foregoing document electronically using the Federal Trade Commission's e-filing system, which will send notification of such filing to:

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The Honorable D. Michael Chappell
Administrative Law Judge
Federal Trade Commission
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I also certify that I caused the forgoing document to be served via email to:

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CERTIFICATE FOR ELECTRONIC FILING

I certify that the electronic copy sent to the Secretary of the Commission is a true and correct copy of the original filing, and that I possess a paper original of the signed document that is available for review by the parties and the adjudicator.

Dated: February 17, 2023

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