

UNITED STATES OF AMERICA BEFORE THE FEDERAL TRADE COMMISSION

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In the Matter of)	
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ECM BioFilms, Inc.,)	Docket No. 9358
a corporation, also d/b/a)	
Enviroplastics International)	PUBLIC DOCUMENT
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JOINT MOTION FOR ENTRY OF PROPOSED ORDER APPROVING STIPULATION AS TO ADMISSIBILITY OF CERTAIN EVIDENCE

Pursuant to Commission Rule of Practice 3.31 (f) and 3.43(b)-(c), Complaint Counsel and Respondent ECM Biofilms ("ECM") respectfully request that the Court enter the attached proposed order based on the parties' stipulations regarding certain documents. Specifically, both parties stipulate and agree as follows:

- 1. The document produced by The Ohio State University in this matter entitled Gómez, Eddie & Michel Jr., Frederick, Biodegradability of Conventional and Bio-Based Plastics and Natural Fiber Composites During Composting, Anaerobic Digestion, and Long-Term Soil Incubation, POLYMER DEGRADATION AND STABILITY, Vol. 98 (December 2013): 2583-2591 (the "Ohio State Study"), attached hereto as Exhibit CX-1, shall be admitted into evidence at the evidentiary hearing to take place in this matter.
- The Ohio State Study is admissible for the truth of the matters asserted therein and for all other purposes and not excludable on any grounds.
- The parties reserve their rights to present evidence or argument that goes to the probative value or evidentiary weight to be accorded to the Ohio State Study.

Dated: May 8, 2014

Respectfully submitted,

PUBLIC DOCUMENT

/s/ Katherine Johnson

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In the Matter of)		
ECM BioFilms, Inc.,) Docket No. 9358		
a corporation, also d/b/a Enviroplastics International) PUBLIC DOCUMENT		
[PROPOSED] ORDER GRANTING JOINT MOTION APPROVING STIPULATION AS TO ADMISSIBILITY OF CERTAIN EVIDENCE			
This matter having come before the Chief Administrative Law Judge on May 5, 2014,			
upon a Joint Motion for Entry of Proposed Order Based on Stipulations Regarding Admissibility			
of Certain Evidence, it is hereby ORDERED that:			
1. The Joint Motion is GRANTED ;	1. The Joint Motion is GRANTED ;		
2. The document produced by The C	2. The document produced by The Ohio State University in this matter entitled Gómez,		
Eddie & Michel Jr., Frederick, Bio	Eddie & Michel Jr., Frederick, Biodegradability of Conventional and Bio-Based		
Plastics and Natural Fiber Compo	Plastics and Natural Fiber Composites During Composting, Anaerobic Digestion,		
and Long-Term Soil Incubation, P	and Long-Term Soil Incubation, POLYMER DEGRADATION AND STABILITY, Vol. 98		
(December 2013): 2583-2591 (the	(December 2013): 2583-2591 (the "Ohio State Study"), attached hereto as Exhibit		
CX-1, shall be admitted into evide	CX-1, shall be admitted into evidence at the evidentiary hearing to take place in this		
matter.			
3. The Ohio State Study is admissible	The Ohio State Study is admissible for the truth of the matters asserted therein and for		
all other purposes and not excluda	all other purposes and not excludable on any grounds.		
4. The parties reserve their rights to	The parties reserve their rights to present evidence or argument that goes to the		
probative value or evidentiary wei	ight to be accorded to the Ohio State Study.		
ORDERED:	D. Michael Chappell		

PUBLIC DOCUMENT

Chief Administrative Law Judge

Date:

CERTIFICATE OF SERVICE

I hereby certify that on May 5, 2014, I caused a true and correct copy of the foregoing document to be served as follows:

One hard copy original and one courtesy copy to the Office of the Secretary:

Donald S. Clark, Secretary
Federal Trade Commission
600 Pennsylvania Ave., NW, Room H-159
Washington, DC 20580
Email: secretary@ftc.gov

One electronic and one paper courtesy copy to the Office of the Administrative Law Judge:

The Honorable D. Michael Chappell Administrative Law Judge 600 Pennsylvania Ave., NW, Room H-110 Washington, DC 20580

One electronic copy to Counsel for the Respondent:

Jonathan W. Emord Emord & Associates, P.C. 11808 Wolf Run Lane Clifton, VA 20124 Email: jemord@emord.com

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I further certify that I possess a paper copy of the signed original of the foregoing document that is available for review by the parties and the adjudicator.

Date: May 5, 2014

/s/ Katherine Johnson

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