



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

\_\_\_\_\_  
In the Matter of )  
 )  
Otto Bock HealthCare North America, Inc., )  
 )  
a corporation, )  
 )  
Respondent. )  
\_\_\_\_\_

Docket No. 9378

**ORDER ON RESPONDENT'S *IN CAMERA* DOCUMENTS**

Pursuant to Rule 3.45(b) of the Commission's Rules of Practice and the Scheduling Order entered in this matter, Respondent Otto Bock HealthCare North America, Inc. ("OttoBock") and Freedom Innovations ("Freedom") filed motions for *in camera* treatment for certain materials that the parties listed on their exhibit lists. Those motions were resolved by the Orders issued July 27, 2018, August 8, 2018, and September 17, 2018. Attachment A of this Order lists the Ottobock and Freedom documents for which *in camera* treatment has been granted by those Orders, the corresponding PX or RX numbers, and each document's *in camera* treatment expiration date.

ORDERED:

DM Chappell  
D. Michael Chappell  
Chief Administrative Law Judge

Date: October 10, 2018

## Attachment A

The following documents shall be accorded *in camera* treatment for a period of three years, to expire on July 1, 2021:

<u>Exhibit Numbers</u>
PX00758 (p. 2), PX00795, PX01236, PX01281, PX01924, PX01981, PX03170, RX-0467, RX-0485, RX-0911, RX-0912, RX-0913, RX-0914, RX-0916, RX-0917

The following documents shall be accorded *in camera* treatment for a period of five years, to expire on July 1, 2023:

<u>Exhibit Numbers</u>
PX00753, PX00754, PX00755, PX00757, PX00760, PX00761, PX00762 (pp. 2-11), PX00763, PX00772, PX00774, PX00775, PX00776, PX00780 (p. 2), PX00781, PX00782, PX00785, PX00786, PX00789, PX00791, PX00796, PX00798, PX00799, PX00800, PX00801, PX00802, PX00804, PX00808, PX00809, PX00818, PX00821, PX00822, PX00825, PX00826, PX00828, PX00829, PX00830, PX00831, PX00832, PX00833, PX00834, PX00838, PX00839, PX00840, PX00842, PX00843, PX00860, PX00862, PX00863, PX00867, PX00869, PX00870, PX00871, PX00886, PX00887, PX00888, PX00889, PX00890, PX01001, PX01009, PX01010, PX01011, PX01012, PX01017 (p. 2), PX01029 (pp. 2-3), PX01050, PX01051, PX01053, PX01054 (pp. 1-13), PX01055, PX01056, PX01058, PX01061, PX01062 (pp. 4-6), PX01065, PX01066, PX01068 (pp. 24-41), PX01069 (p. 2), PX01075, PX01077, PX01079, PX01080, PX01083, PX01084, PX01085 (pp. 4, 6), PX01087, PX01088, PX01089, PX01091, PX01097, PX01098, PX01099, PX01102, PX01103, PX01104, PX01105, PX01106, PX01107, PX01108, PX01109, PX01115, PX01154, PX01156, PX01157, PX01160, PX01162, PX01163, PX01173, PX01184, PX01187, PX01189, PX01192, PX01197, PX01199, PX01205, PX01211, PX01217, PX01220, PX01224, PX01231, PX01232, PX01233, PX01234, PX01237, PX01238, PX01239 (p. 2), PX01241, PX01244, PX01245, PX01249, PX01255, PX01256, PX01257, PX01259, PX01260, PX01261, PX01262, PX01263, PX01264, PX01265 (pp. 1-2), PX01277, PX01278, PX01279, PX01282, PX01285, PX01292, PX01293, PX01294, PX01295, PX01297 (pp. 24-25, 59-61), PX01299, PX01300, PX01302, PX01303, PX01304, PX01306, PX01307, PX01310, PX01311, PX01312, PX01313, PX01314, PX01315, PX01321 (p. 1), PX01323, PX01324, PX01330 (pp. 6-8), PX01333, PX01334, PX01336, PX01339 (pp. 2-4), PX01347, PX01350, PX01351, PX01352, PX01360, PX01362, PX01363 (p. 1), PX01364, PX01365 (p. 4), PX01366, PX01374, PX01378, PX01379, PX01384, PX01389, PX01390, PX01394, PX01396, PX01397, PX01399, PX01401, PX01403, PX01409, PX01411, PX01413, PX01418, PX01420, PX01423, PX01426, PX01427, PX01428, PX01429, PX01431, PX01432, PX01434, PX01437, PX01438, PX01439, PX01441, PX01443, PX01444, PX01448, PX01455 (p. 2), PX01456, PX01457, PX01458, PX01460, PX01462, PX01463, PX01467 (p. 2), PX01469, PX01470, PX01472, PX01474, PX01477, PX01478, PX01479, PX01496, PX01500, PX01501, PX01502, PX01504, PX01507, PX01510, PX01512, PX01514, PX01518 (pp. 10, 15, 17), PX01520, PX01521, PX01522, PX01524 (pp. 6-9), PX01533, PX01534, PX01538, PX01539, PX01540, PX01541, PX01544, PX01545, PX01546,

PX01547, PX01551, PX01552, PX01553, PX01554, PX01556, PX01560, PX01561, PX01562, PX01572, PX01573, PX01575, PX01576, PX01577, PX01578, PX01584, PX01590, PX01592, PX01595, PX01596, PX01597, PX01598, PX01600, PX01603, PX01609, PX01619, PX01621, PX01622, PX01623, PX01624, PX01626, PX01627, PX01628, PX01629, PX01630, PX01631, PX01632, PX01634, PX01635, PX01636, PX01637, PX01638, PX01639, PX01640, PX01641, PX01642, PX01643, PX01644, PX01645, PX01646, PX01647, PX01648, PX01649, PX01650, PX01651, PX01652, PX01656, PX01657, PX01658, PX01659, PX01660, PX01661, PX01662, PX01663, PX01664, PX01667, PX01670, PX01671, PX01672, PX01673, PX01674, PX01676, PX01677, PX01678, PX01680, PX01685, PX01687, PX01695, PX01697, PX01698, PX01701, PX01703 (pp. 9-10, 44-46), PX01704, PX01709, PX01710, PX01718, PX01720, PX01730, PX01751, PX01755, PX01756, PX01760, PX01761, PX01837, PX01844, PX01845, PX01850, PX01854, PX01857, PX01858, PX01859, PX01860, PX01862, PX01879, PX01885, PX01890, PX01891, PX01896, PX01897, PX01900, PX01902, PX01903, PX01904, PX01910, PX01914, PX01916, PX01917, PX01919, PX01922, PX01923, PX01926, PX01927, PX01928, PX01929, PX01930, PX01932, PX01933, PX01944, PX01959, PX01961, PX01965, PX01966, PX01967, PX01968, PX01977, PX01978, PX01979, PX01980, PX01983, PX01989, PX01991, PX02003, PX02004, PX02008, PX02014, PX02023 & PX02023R, PX02024 (pp. 5, 6), PX02026, PX02027, PX02028, PX02029, PX02030, PX02033, PX02034 & PX02034R, PX02036, PX02037, PX02047, PX02048, PX02052, PX02053 (pp. 2, 3), PX02054 (p. 3), PX02056, PX02057, PX02058, PX02066, PX02068, PX02069, PX02075, PX02077, PX02079, PX02080, PX02081, PX02087 (p. 1), PX02090, PX02093, PX02102, PX02103, PX02104, PX02109 & PX02109R, PX02111, PX02112, PX02113, PX02115, PX02119, PX02120, PX02122, PX02124, PX02125, PX03002, PX03016, PX03041, PX03044, PX03045, PX03049, PX03055, PX03056, PX03059, PX03060, PX03111, PX03113, PX03114, PX03115, PX03116, PX03118, PX03185, PX03215, PX03215, PX03216, PX03275, PX03279, PX03280, RX-0006, RX-0007, RX-0013, RX-0017, RX-0040, RX-0041, RX-0042, RX-0056, RX-0070, RX-0073, RX-0079, RX-0110, RX-0111, RX-0113, RX-0120, RX-0121, RX-0126, RX-0128, RX-0147, RX-0148, RX-0159, RX-0169, RX-0170, RX-0172, RX-0173, RX-0176, RX-0177, RX-0179, RX-0182, RX-0183, RX-0190, RX-0195, RX-0201, RX-0204, RX-0210, RX-0217, RX-0221, RX-0230, RX-0239, RX-0240, RX-0243, RX-0244, RX-0246, RX-0249, RX-0252, RX-0253, RX-0257, RX-0262, RX-0263, RX-0270, RX-0272, RX-0274, RX-0275, RX-0276, RX-0279, RX-0282, RX-0284, RX-0289, RX-0293, RX-0294, RX-0295, RX-0296, RX-0299, RX-0300, RX-0304 (pp. 1-4), RX-0308, RX-0309, RX-0315, RX-0318, RX-0324, RX-0327, RX-0328, RX-0333, RX-0335, RX-0338, RX-0339, RX-0349, RX-0354, RX-0360, RX-0363, RX-0364, RX-0366, RX-0368, RX-0370, RX-0374, RX-0377 (p. 2), RX-0379, RX-0384 (p. 1), RX-0389, RX-0391, RX-0393, RX-0409, RX-0420, RX-0421, RX-0423, RX-0424, RX-0425 (pp. 6-10), RX-0426, RX-0430, RX-0432, RX-0456, RX-0468, RX-0469, RX-0488, RX-0501, RX-0511, RX-0514, RX-0519, RX-0520, RX-0524, RX-0529, RX-0537, RX-0538, RX-0539, RX-0543, RX-0548, RX-0561, RX-0562, RX-0573, RX-0577, RX-0582, RX-0584, RX-0585, RX-0587, RX-0588, RX-0589, RX-0591, RX-0596, RX-0604, RX-0611, RX-0614, RX-0616, RX-0618, RX-0625, RX-0630, RX-0632, RX-0634, RX-0635, RX-0655, RX-0658, RX-0668, RX-0669, RX-0677, RX-0682, RX-0683, RX-0684, RX-0685, RX-0687, RX-0688, RX-0691, RX-0692, RX-0693, RX-0695, RX-0696, RX-0698, RX-0700, RX-0710, RX-0720, RX-0724, RX-0732, RX-0741, RX-0746, RX-0747, RX-0748, RX-0756, RX-0757, RX-0764, RX-0765, RX-0772, RX-0774, RX-0777, RX-0792, RX-0796, RX-0797 (pp. 8, 10, 12), RX-0817, RX-0818, RX-0819, RX-0820, RX-0821, RX-0823, RX-0827, RX-0828, RX-0830, RX-0833, RX-0884, RX-0885, RX-0891, RX-0892, RX-0893, RX-0902,

RX-0915, RX-0972, RX-0973, RX-0975

The following documents shall be accorded *in camera* treatment for a period of ten years, to expire on July 1, 2028:

**Exhibit Numbers**

PX01605, PX01606, PX03186, PX03189, RX-1044, RX-1098, RX-1099, RX-1100

The following documents shall be accorded indefinite *in camera* treatment:

**Exhibit Numbers**

PX00764, PX00765, PX00767, PX00790, PX00794, PX00817, PX00819, PX00827, PX00841, PX00844, PX00856, PX00872, PX00884, PX00885, PX01003, PX01004, PX01013, PX01014, PX01015, PX01019, PX01020, PX01021, PX01023, PX01024, PX01025, PX01026, PX01027, PX01032, PX01032, PX01033, PX01034, PX01035, PX01037, PX01039, PX01040, PX01041, PX01042, PX01043, PX01044, PX01045, PX01046, PX01047, PX01048, PX01049, PX01052, PX01057, PX01059, PX01060, PX01070, PX01072, PX01073, PX01086, PX01114, PX01116, PX01117, PX01118, PX01120, PX01122, PX01124, PX01125, PX01126, PX01127, PX01128, PX01129, PX01130, PX01132, PX01133, PX01136, PX01137, PX01138, PX01139, PX01140, PX01142, PX01143, PX01144, PX01146, PX01147, PX01148, PX01149, PX01155, PX01159, PX01164, PX01171, PX01174, PX01175, PX01185, PX01188, PX01193, PX01194, PX01195, PX01196, PX01198, PX01202, PX01203, PX01208, PX01218, PX01221, PX01222, PX01223, PX01227, PX01228, PX01243, PX01284, PX01286 (pp. 1-2), PX01289, PX01290, PX01296, PX01301, PX01305, PX01308, PX01318, PX01353, PX01354, PX01355, PX01358, PX01370, PX01371, PX01372, PX01373, PX01376, PX01387, PX01388, PX01392, PX01393, PX01405, PX01406, PX01407, PX01408, PX01410, PX01419, PX01422, PX01435, PX01464, PX01465, PX01473, PX01484, PX01498, PX01503, PX01505, PX01511, PX01515, PX01531, PX01532, PX01542, PX01543, PX01555, PX01559, PX01563, PX01564, PX01565, PX01585, PX01602, PX01607, PX01608, PX01611, PX01614, PX01615, PX01616, PX01617, PX01618, PX01633, PX01665, PX01681, PX01682, PX01735, PX01743, PX01752, PX01754, PX01762, PX01763, PX01842, PX01843, PX01847, PX01849, PX01853, PX01871, PX01878, PX01887, PX01892, PX01920, PX01925, PX01931, PX01962, PX01964, PX01975, PX01988, PX01996, PX02001, PX02003, PX02005, PX02031, PX02032, PX02035, PX02041, PX02089, PX03236, PX03237, RX-0015, RX-0030, RX-0067, RX-0069, RX-0097, RX-0112, RX-0117, RX-0122, RX-0156, RX-0163, RX-0166, RX-0186, RX-0196, RX-0198, RX-0205, RX-0207, RX-0214, RX-0232, RX-0236, RX-0248, RX-0255, RX-0256, RX-0259, RX-0260 (p. 2), RX-0261, RX-0265, RX-0269, RX-0280, RX-0283, RX-0303, RX-0305, RX-0306, RX-0317, RX-0321, RX-0322, RX-0323, RX-0325, RX-0330, RX-0331, RX-0380, RX-0381, RX-0388, RX-0403, RX-0431, RX-0434, RX-0443, RX-0499, RX-0516, RX-0521, RX-0553, RX-0569, RX-0575, RX-0578, RX-0603, RX-0642, RX-0686, RX-0718, RX-0719, RX-0788, RX-0789, RX-0971

The following deposition transcript excerpts shall be accorded *in camera* treatment for a period of five years, to expire on July 1, 2023:

<u>Exhibit Numbers</u>	<u><i>In Camera</i> Designations for Deposition Transcripts</u>
PX05005  Investigational Hearing Transcript of David Smith (HEP)	9:18 – 10:1, 13:8 –14:22, 27:19 –29:4, 29:11□30:7, 31:24□33:7, 35:14□24, 37:3 – 6, 45:4□12, 45:22□60:4, 67:16 – 68:19, 71:8–5, 96:17 –98:1, 106:25 –107:10, 110:13 –121:25, 123:7□130:3, 131:16 – 25, 133:11 – 136:14, 142:6 – 12, 144:14 – 153:2, 154:16–156:14, 158:10 – 159:2, 164:6 – 168:1, 168:20□174:8, 179:20□183:5, 184:7□ 186:2, 188:22-190:2, 191:12-192:5, 197:1-199:2, 201:1-203:9, 207:9- 209:7, 213:1-214:18, 221:1-16, 234:10-237:12
PX05006  Investigational Hearing Transcript of John Robertson (Freedom Innovations)	12:7 □ 16:6, 17: 17 □ 19:20, 20:4 □ 21:2, 22:15 □ 23:2, 24:1 □ 12, 25:24 □ 27:16, 29:2 □ 32:12, 33:7 □ 36:21, 38:14 □ 43: 3, 43: 23 □ 47: 11, 48:3 □ 63:1, 64:12 □ 84:10, 85:8 □ 87:7, 87:22 □ 88:22, 90:1 □ 93:5, 93:19 □ 96:20, 97:6 □ 99:21, 100:4 □ 1017, 102:17□105: 8, 105:18□ 110:5, 112:1 □ 113:7, 115:10 □ 120:6
PX05007  Investigational Hearing Transcript of Maynard Carkhuff (Freedom Innovations)	24: 7 □26: 17, 63:24 □ 64: 15, 79: 15 □80: 2, 90: 13 □ 91:8, 101:14 □ 106:14, 109:1□ 111:23, 112:12 □113:11, 115:23 □122:2, 137: 4 □ 138:24, 149:10 □ 150:5, 154:16□155: 1,156: 15 □ 157:2, 163:23□ 164:15,166:20 □ 168:4, 169:10 □ 171:1,172:22□ 173:4, 177:25□ 178:12, 216:14□219:18, 222:25□224:12, 226:7□227: 22, 229:8 □ 233:19, 235:18□237: 2, 239:18-240:4, 243:9-270:23, 273:18-279:2, 287:6-296:8, 300:11-303:11, 304:24-311:4
PX05010  Investigational Hearing Transcript of Scott Schneider (Otto Bock)	15:6□16: 21, 21:7□23, 28:23□29:3, 37:2-4, 37:17□20, 41:15□42: 1, 42:20□43: 13, 43:15□25, 44: 19 □22, 56:17□58:9, 61:9 □63:9, 78:12□24, 79:23□80:6, 80:25□82:20, 82:25□83:16, 94:17□95:8, 95:20□22, 96:24□97: 2, 97: 24 □ 98: 6, 99:7 □ 11, 101: 3 □ 103: 6, 103:18□106:21, 114:13□115:13, 118:10□25, 119: 4 □11, 121:4□ 122:19, 125:9-131 :7, 131:12-134:16, 135:1-4, 135:11-24, 139: 5-141: 4, 141:7-146:23, 147:4-148:2, 149:24-150:11, 151 :19-152:6, 153:6-155 14, 156:2-161:16, 161:21-165 :7, 165:14-167:24, 168:12-169:25, 171:23-181:23, 182:12-187:1, 187:5-10, 187:20-23, 188: 4-191:18, 192:12-199:21, 201:1 -225:6, 227:25-228 :2, 229 :2-241:2, 241:14- 247:20

<p>PX05101</p> <p>Deposition Transcript of Scott Schneider (Otto Bock)</p>	<p>22: 21 □ 22, 23: 7 □ 16, 26: 17 □ 27: 21, 28: 9 □ 19, 33: 5 □ 34: 3, 35: 18 □ 22, 38: 11 □ 20, 40: 23 □ 41: 18, 43: 24 □ 44: 23, 46: 10 □ 47: 12, 47: 21 □ 48: 20, 49: 4 □ 50: 25, 59: 11 □ 21, 60: 15 □ 61: 5, 71: 17 □ 72: 4, 72: 22 □ 76: 10, 78: 7 □ 79: 3, 81: 1 □ 9, 95: 15 □ 97: 11, 99: 2 □ 100: 19, 101: 11 □ 19, 105: 2 □ 106: 1, 106:14 □ 107:22, 112:21 □ 113:9, 124:12 □ 126:23, 129:9 □ 130:8, 130:24 □ 132:15, 133:25-135:2, 135:21-137:5, 138:15-140:11, 141:7-142:1, 142:5-143:7, 145:9-153:5, 154:7-159:11, 161:21-163:14, 165:6-170:3, 170:19-171:2, 171:17-172:12, 173:16-174:7</p>
<p>PX05103</p> <p>Deposition Transcript of Lee Kim (Freedom Innovations)</p>	<p>17:19 □ 19:10, 33:13 – 18, 35:15– 20, 36:16 □ 37:6, 43:18 □ 45:14, 45:22 □ 48:22, 60:21 □ 64:18, 68:2– 21, 71:2 □ 74:1, 83:2 □ 84:19, 106:22 □ 108:10, 108:16 □ 110:2, 110:3 – 20, 113:3– 8, 113:9 □ 117:25, 120:6 □ 121:5, 126:2 – 15, 136:15 – 22, 140:18 □ 141:22, 143:24 □ 145:11, 145:22-147:25, 152:3 □ 153:15, 154:23-161:9, 162:10-166:5, 171:24-172:15, 175:4-12, 175:13-176:10, 181:2-19, 185:21-187:20</p>
<p>PX05104</p> <p>Deposition Transcript of Soenke Roessing (Otto Bock)</p>	<p>23: 20 - 24: 16, 24:17 - 27:2, 27: 3 - 8, 28: 17 - 29: 2, 29: 24 - 30: 13, 30:14 - 32:4, 33: 8 - 37: 10, 39: 10 - 43:23, 46: 4 - 50: 23, 51: 6 - 53:17, 54: 6 - 55:11, 56: 1 - 20, 57: 2 - 11, 57: 19 - 61: 12, 61: 13 - 19, 63: 3 - 67: 20, 69: 6 - 71: 18, 79: 22 - 81:17, 82: 24 - 86: 19, 90:1 - 92:14, 93:13 - 94: 6, 96: 4 - 10, 105:1-109:20, 111:24-112:17, 116:4-121:19, 128:18-131:23, 133:9-134:20, 140:21-144:16, 146:1-147:4, 148:6 -150:19, 154:16-167:23, 173:16-183:3</p>
<p>PX05109</p> <p>Deposition Transcript of Maynard Carkhuff (Freedom Innovations)</p>	<p>30:11 □ 31:4, 34:7 □ 35:24, 35:25 □ 38:9, 42:6 □ 44:25, 45:1 □ 5, 46:11 □ 48:23, 48:24 □ 55:25, 56:4 □ 59:23, 60:2 □ 61:9, 61:15 □ 64:1, 64:12 □ 68:5, 69:24-72:23, 74:5 □ 11, 83:11 □ 84:11, 116:12 □ 119:1, 122:16 □ 127:22, 132:14 □ 136:9, 138:19 □ 142:23, 146:15 □ 153:14, 154:18-157:25, 159:5-160:15, 162:9-11, 162:22-163:11, 163:17-167:18, 168:3-169:5, 169:9-183:17, 184:1-186:15, 186:22-190:4, 190:10-192:16, 192:25-193:16, 194:19-220:4, 220:7-230:13, 230:19-242:22, 248:12-249:3, 249:7-250:4</p>
<p>PX05110</p> <p>Deposition Transcript of Jon Hammack (Moelis &amp; Company)</p>	<p>87:23 □ 88:8, 88:9 □ 90:9, 115:6 □ 119:8, 126:24 □ 127:11, 127:12 □ 130:5, 184:19 □ 188:3</p>

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Notice of Electronic Service

**I hereby certify that on October 10, 2018, I filed an electronic copy of the foregoing Order Closing Hearing Record, Order Granting Joint Motion to Request a Correction of the Official Transcript, Order Memorializing Bench Ruling, Order on Post-Trial Briefs, Order on Respondents In Camera Documents, with:**

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