



United States of America
FEDERAL TRADE COMMISSION
WASHINGTON, D.C. 20580

JUN 06 2013

Matthew Drange
The Bay Citizen
126 Post St., Suite 500
San Francisco, CA 91408

Re: FOIA-2013-00858
Google correspondence

Dear Mr. Drange:

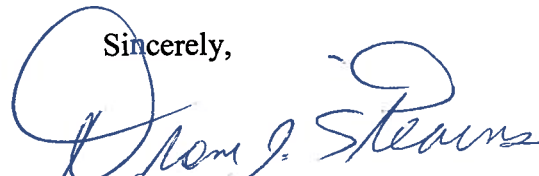
This is in response to your request dated May 6, 2013 under the Freedom of Information Act seeking access to records concerning Larry Page. In accordance with the FOIA and agency policy, we have searched our records, as of May 7, 2013, the date we received your request in our FOIA office.

We have located 11 pages of responsive records. You are granted full access to the responsive records, which are enclosed.

If you are not satisfied with this response to your request, you may appeal by writing to Freedom of Information Act Appeal, Office of the General Counsel, Federal Trade Commission, 600 Pennsylvania Avenue, N.W., Washington D.C. 20580 or by facsimile at (202) 326-2477, within 30 days of the date of this letter. Please enclose a copy of your original request and a copy of this response.

If you have any questions about the way we handled your request or about the FOIA regulations or procedures, please contact Rosemary Bajorek at (202) 326-3363.

Sincerely,


Dione J. Stearns
Assistant General Counsel



UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
WASHINGTON, D.C. 20580

Bureau of Competition

Melanie Sabo
Assistant Director

(202) 326-2955
msabo@ftc.gov

March 28, 2012

VIA E-MAIL

Susan A. Creighton, Esq.
Wilson Sonsini Goodrich & Rosati PC
1700 K Street, N.W., Fifth Floor
Washington, D.C. 20006
screighton@wsgr.com

John Schmidlein, Esq.
Williams & Connolly LLP
725 Twelfth Street, N.W.
Washington, D.C. 20005
jschmidlein@wc.com

Re: Google Inc., File No. 111-0163

Dear Susan and John:

I am writing concerning Google's schedule for investigational hearings in the above-captioned matter. After due consideration of Google's proposal, and pursuant to my authority under Rule 2.7(c), 16 C.F.R. § 2.7(c), I am modifying the return dates in the subpoenas *ad testificandum* issued on March 1, 2012, as follows:

Name	Date	Location
Sergey Brin	Beginning Wednesday, May 30, 2012	Palo Alto
Larry Page	Beginning Friday, June 1, 2012	Palo Alto
Eric Schmidt	Beginning Wednesday, June 6, 2012	Washington, D.C.

The Palo Alto location will be Wilson Sonsini's offices at 650 Page Mill Road, Palo Alto, California 94304-1050. The Washington, D.C. location will be the Federal Trade Commission's offices at 601 New Jersey Avenue N.W. Washington, D.C. 20001

Susan A. Creighton, Esq.
John Schmidlein, Esq.
March 28, 2012

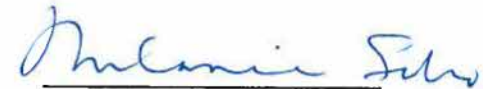
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will appear for testimony as directed by the subpoenas, and this testimony will continue from day to day until completed.

Also, we remain open to further modifications due to scheduling conflicts that may arise, consistent with our need to complete this investigation expeditiously. For instance, we would be willing to consider nonconsecutive dates of testimony. We ask that Google support any such request for further modifications with written information showing a conflict with the schedule above.

If you have any questions or wish to further discuss this schedule, please contact Barbara Blank at (202) 326-2523.

Very truly yours,



Melanie Sabo
Melanie Sabo
Assistant Director

cc: David C. Shonka,
Principal Deputy General Counsel

LAW OFFICES
WILLIAMS & CONNOLLY LLP

725 TWELFTH STREET, N.W.

WASHINGTON, D. C. 20005-5901

(202) 434-5000

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JOHN E. SCHMIDTLEIN
(202) 434-5901
jschmidtlein@wc.com

EDWARD BENNETT WILLIAMS (1920-1988)
PAUL R. CONNOLLY (1922-1978)

March 29, 2012

BY ELECTRONIC MAIL

Ms. Melanie Sabo, Esq.
Assistant Director
Bureau of Competition
Federal Trade Commission
601 New Jersey Avenue, NW
Washington, DC 20001

Re: Google Inc., File No. 111-0163

Dear Ms. Sabo:

I write regarding your letter dated March 28, 2012, modifying the return dates in the subpoenas *ad testificandum* issued on March 1, 2012 for investigational hearings for Sergey Brin, Larry Page and Eric Schmidt. Specifically, I write to reiterate Google's position and understanding regarding the modifications of these subpoenas and the process for conducting these investigational hearings as discussed with FTC staff.

First, Google will not at this time be making Messrs. Brin, Page and Schmidt available for testimony beyond the respective individual days referenced in your letter.

Second, Google believes that FTC staff will not need more than one day of testimony from these three senior executives to address the subjects covered by the Commission's investigation. We understand that FTC staff presently believes that additional testimony may be warranted beyond a single day, and reserves the right to request that the investigational hearings be left open at the conclusion of the hearings and request that Google make these executives available for additional testimony at a future date. As noted, we do not believe that this will be

WILLIAMS & CONNOLLY LLP

Melanie Sabo, Esq.
March 29, 2012
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Third, Google reserves all of its rights to oppose the taking of further testimony beyond the specific individual days set forth in your letter, including but not limited to petitioning the Commission to quash these subpoenas and opposing any action initiated by the Commission in federal court to compel further testimony. As discussed with FTC staff, Google has agreed to make these individuals available on the individual days set forth in your letter on the condition that Google not be required to waive or otherwise relinquish any of its rights to oppose a request for a second day of testimony, and Google similarly recognizes that the FTC's modification of the subpoenas does not waive its right to seek additional testimony from these individuals.

We look forward to continuing to work with you and FTC staff on these matters as your investigation proceeds. If you have any questions or wish to discuss this matter further, please contact me at (202) 434-5901.

Very truly yours,



John E. Schmidlein

cc: Barbara Blank, Esq.
Susan A. Creighton, Esq.



UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
WASHINGTON, D.C. 20580

Bureau of Competition

Melanie Sabo
Assistant Director

(202) 326-2955
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October 26, 2012

VIA E-MAIL

Susan A. Creighton, Esq.
Wilson Sonsini Goodrich & Rosati PC
1700 K Street, N.W., Fifth Floor
Washington, D.C. 20006
screighton@wsgr.com

John Schmidtlein, Esq.
Williams & Connolly LLP
725 Twelfth Street, N.W.
Washington, D.C. 20005
jschmidtlein@wc.com

Re: Google Inc., File No. 111-0163

Dear Susan and John:

I am writing concerning Google's schedule for the investigational hearing of Larry Page in the above-captioned matter. As you recall, Mr. Page was originally scheduled to testify on June 1, 2012, in Palo Alto, California. After my staff had already flown to California for the hearing, they were informed that Mr. Page was ill, and would be unavailable to testify on the agreed-upon date. Mr. Page was then rescheduled to testify on June 29, 2012, in Washington, D.C. On June 22, 2012, my staff was informed that Mr. Page was still ill, and again would be unable to testify on the newly rescheduled date.

Based on your representation that Mr. Page's timetable for recovery was uncertain, my staff agreed not immediately to reschedule another hearing date. Instead, you agreed to provide periodic reports to my staff regarding Mr. Page's readiness to testify. As of mid-September, we understood that Mr. Page was still ill, had not resumed any public speaking engagements, and remained unable to testify.

We now understand – based on our review of press reports – that Mr. Page has resumed his public speaking engagements. Given these recent developments, and the fact that we have

Susan A. Creighton, Esq.
John Schmidlein, Esq.
October 26, 2012

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Name	Date	Location
Larry Page	Wednesday, November 7, 2012	Washington, D.C.

The Washington, D.C. location will be the Federal Trade Commission's offices at 601 New Jersey Avenue, N.W., Washington, D.C. 20001.

If you have any questions or wish to further discuss this schedule, please contact Barbara Blank at (202) 326-2523.

Very truly yours,



Melanie Sabo
Assistant Director

cc: David C. Shonka,
Principal Deputy General Counsel



UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
WASHINGTON, D.C. 20580

Bureau of Competition

Melanie Sabo
Assistant Director

(202) 326-2955
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November 8, 2012

VIA E-MAIL

Susan A. Creighton, Esq.
Wilson Sonsini Goodrich & Rosati PC
1700 K Street, N.W., Fifth Floor
Washington, D.C. 20006
screighton@wsgr.com

John Schmidlein, Esq.
Williams & Connolly LLP
725 Twelfth Street, N.W.
Washington, D.C. 20005
jschmidlein@wc.com

Re: Google Inc., File No. 111-0163

Dear Susan and John:

Based on your discussion with my staff, and pursuant to my authority under Rule 2.7(c), 16 C.F.R. § 2.7(c), I am modifying the return date in the subpoena *ad testificandum* issued to Larry Page on March 1, 2012, as follows:

Name	Date	Location
Larry Page	Wednesday, November 28, 2012	Washington, D.C.

The Washington, D.C. location will be the Federal Trade Commission's offices at 601 New Jersey Avenue, N.W., Washington, D.C. 20001.

Mr. Page is now required to appear for testimony beginning on the date listed above. We understand that, due to Mr. Page's illness, Google is prepared to make Mr. Page available only for four hours of testimony on the above-scheduled date. As we have informed you, based on the subjects of the investigation, we do not expect that it will be possible to finish Mr. Page's investigational hearing in four hours. Therefore, we expect that Google will make Mr. Page available for additional testimony on another date, to be scheduled.

Susan A. Creighton, Esq.
John Schmidlein, Esq.
November 8, 2012

Page 2

If you have any questions or wish to further discuss this schedule, please contact Barbara Blank at (202) 326-2523.

Very truly yours,



Melanie Sabo
Assistant Director

Bajorek, Rosemary

From: Schmidtlein, John <JSchmidtlein@wc.com>
Sent: Friday, October 19, 2012 4:03 PM
To: Blank, Barbara
Subject: RE: Larry Page IH

Hi Barbara:

Mr. Page's voice is still quite hoarse and raspy as noted in numerous media reports about his recent very short public appearances. Although his voice is improving, he is not presently able to conduct a deposition given his current condition. Kent Walker discussed this with Pete Levitas and Rich Feinstein last week. We will continue to monitor this issue and will let you know when Mr. Page's voice has returned to the point that we can move forward with his IH.

Best regards,

John

John E. Schmidtlein
Williams & Connolly LLP
725 Twelfth Street, N.W., Washington, DC 20005
(P) 202-434-5901 | (F) 202-434-5029
JSchmidtlein@wc.com | www.wc.com/jschmidtlein

From: Blank, Barbara [<mailto:bblank@ftc.gov>]
Sent: Thursday, October 18, 2012 12:05 PM
To: Schmidtlein, John
Subject: Larry Page. IH

Hi John,

I see the reports that Mr. Page has begun speaking at public events again. I'd like to discuss rescheduling his IH – can he be in Washington for a day at the end of next week?

Best Regards,

Barbara

Barbara R. Blank, Esq.
Bureau of Competition
Federal Trade Commission
601 New Jersey Avenue, N.W.
Washington, D.C. 20001
Tel. 202.326.2523
Fax. 202.326.3496
bblank@ftc.gov

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Bajorek, Rosemary

From: Blank, Barbara
Sent: Tuesday, October 23, 2012 10:30 AM
To: 'Schmidtlein, John'
Subject: RE: Larry Page IH

Hi John,

I've spoken with Pete, and he wanted me to let you know that, given the circumstances, we do intend to formally notice up (and put on the schedule) Mr. Page's investigational hearing shortly.

Best Regards,

Barbara

From: Schmidtlein, John [<mailto:JSchmidtlein@wc.com>]
Sent: Friday, October 19, 2012 4:03 PM
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Subject: RE: Larry Page IH

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Best regards,

John

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Best Regards,

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Bajorek, Rosemary

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Best Regards,

Barbara

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Bajorek, Rosemary

From: Blank, Barbara
Sent: Thursday, September 20, 2012 8:51 AM
To: jschmidtlein@wc.com
Subject: Google

Hi John,

Thanks very much for the VM and the update on Larry Page. With regard to the mobile transcripts, we have instructed For the Record to release them to Google, so you should be able to request copies at this point. Dominique Alepin has the relevant information. If you have any trouble accessing the transcripts, let me know. Looking forward to seeing you tomorrow.

Best Regards,

Barbara

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