

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

In the Matter of

Intercontinental Exchange, Inc.,
a corporation,

and

Black Knight, Inc.,
a corporation.

Docket No. 9413

**COMPLAINT COUNSEL’S UNOPPOSED
MOTION FOR EXTENSION OF TIME TO RESPOND TO MOTIONS OF
CALYX TECHNOLOGY, INC. TO QUASH OR LIMIT SUBPOENAS**

Complaint Counsel hereby moves pursuant to 16 C.F.R. §§ 3.22 and 4.3(b) for an extension of time until May 5, 2023, to respond to the motions of Calyx Technology, Inc. (“Calyx”) served on April 6, 2023, and April 13, 2023, to quash or limit Complaint Counsel’s subpoenas.

Complaint Counsel served Calyx with a first subpoena for production of documentary material on March 27, 2023. Calyx served a motion to quash that subpoena on April 5, 2023, followed by a corrected motion to quash on April 6, 2023. On April 13, 2023, Complaint Counsel sought an extension of time to respond to the April 6, 2023, motion to quash until April 26, 2023, which the Court granted.

Complaint Counsel served Calyx with a second subpoena for production of documentary material on April 5, 2023. Calyx filed a motion to quash that subpoena on April 13, 2023. Under 16 C.F.R. §§ 3.22(d) and 4.3, Complaint Counsel’s response to Calyx’s April 13, 2023, motion to quash is due April 24, 2023.

Calyx and Complaint Counsel continue to engage productively regarding the form, scope, and timing of Calyx's response to the subpoenas to minimize the burden on Calyx while obtaining material relevant to the matter before the Court, and it appears likely that an agreement regarding Calyx's production will be reached in the near future, obviating the need for the Court to address the substance of Calyx's motions to quash. Therefore, to facilitate the elimination or narrowing of issues relating to Complaint Counsel's subpoenas to Calyx that ultimately may be presented to the Court for resolution, Complaint Counsel requests an extension of its deadlines to respond to Calyx's motions to quash of April 6, 2023, and April 13, 2023, until May 5, 2023. Complaint Counsel has conferred with counsel for Calyx regarding this extension, and counsel for Calyx does not oppose Complaint Counsel's request for an extension of time.

For the foregoing good cause shown, Complaint Counsel respectfully requests pursuant to 16 C.F.R. §§ 3.22 and 4.3(b) that the Court grant the extension of time requested in this motion. A proposed order granting the requested relief is attached.

Dated: April 24, 2023

By: /s/ Nicolas Stebinger
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Counsel Supporting the Complaint

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In the Matter of

Intercontinental Exchange, Inc.,
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**[PROPOSED] ORDER GRANTING COMPLAINT COUNSEL'S MOTION FOR
EXTENSION OF TIME TO RESPOND TO MOTIONS OF CALYX TECHNOLOGY,
INC. TO QUASH OR LIMIT SUBPOENAS**

On April 24, 2023, Complaint Counsel filed an Unopposed Motion for Extension of Time to Respond to Motions of Calyx Technology, Inc. to Quash or Limit Subpoenas.

Pursuant to 16 C.F.R. §§ 3.22 and 4.3(b), good cause having been shown for the relief requested, Complaint Counsel's Motion is GRANTED and it is hereby ORDERED that Complaint Counsel's deadline for responding to Calyx Technology, Inc.'s motions to quash served April 6, 2023, and April 13, 2023, is extended to May 5, 2023.

ORDERED:

D. Michael Chappell
Chief Administrative Law Judge

Date:

CERTIFICATE OF SERVICE

I hereby certify that on April 24, 2023, I filed the foregoing document electronically using the FTC's E-Filing System, which will send notification of such filing to:

April Tabor
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Federal Trade Commission
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The Honorable D. Michael Chappell
Administrative Law Judge
Federal Trade Commission
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Washington, DC 20580

I also certify that I caused the foregoing document to be served via email to:

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