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### UNITED STATES OF AMERICA BEFORE THE FEDERAL TRADE COMMISSION

In the Matter of	)
CCC HOLDINGS INC.,	) ) PUBLIC
and	) Docket No. 9334
AURORA EQUITY PARTNERS III L.P., Respondents.	) ) )

#### JOINT MOTION TO AMEND THE HEARING DATE AND CERTIFY THE QUESTION TO THE COMMISSION FOR DETERMINATION

The parties move jointly for the date of the hearing in this matter to be rescheduled to April 21, 2009, or such later date as determined by the Administrative Law Judge assigned to this matter. This date will still be well within five months of the issuance of the complaint in this matter. The district court has not yet issued an opinion in the 13(b) case, and additional time is requested to properly address any issue that may arise from a decision in that case. In addition, Respondents have indicated that they will abandon their attempts to consummate the transaction and will withdraw their HSR Filings should the merger be preliminarily enjoined. Thus, it would waste unnecessarily the resources of the parties to proceed rapidly towards a March 31st hearing date before we know the outcome of the 13(b) proceeding.

Because the Commission set the original hearing date for March 31, 2009, the parties also jointly move that this question immediately be certified to the Commission for determination.

Respectfully submitted Z X ۵

J.Robert Robertson Federal Trade Commission Complaint Counsel

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John A. Herfort Gibson, Dunn & Crutcher LLP Counsel for Respondent CCC Holdings, Inc.

Richard G. Parker O'Melveny & Myers LLP Counsel for Respondent Aurora Equity Partners, III L.P.

March 9, 2009

# UNITED STATES OF AMERICA BEFORE THE FEDERAL TRADE COMMISSION

In the Matter of CCC HOLDINGS INC., and AURORA EQUITY PARTNERS III L.P., Respondents.

Docket No. 9334

### [PROPOSED] ORDER GRANTING THE PARTIES' JOINT REQUEST FOR CERTIFICATION TO THE COMMISSION

I.

On March 9, 2009, the parties jointly filed with the Office of the Secretary a motion to amend the trial date and to certify the issue to the Commission for determination ("motion"). The motion was delivered to and received by the Office of Administrative Law Judges on March 9, 2009.

For the reasons set forth below, the parties request for certification to the Commission is GRANTED.

II.

The parties jointly move for the date of the hearing in this matter to be rescheduled to April 21, 2009, or such later date as determined by the Administrative Law Judge assigned to this matter. Pursuant to the Complaint issued by the Commission on November 25, 2008, the Commission stated that "the thirty-first day of March, 2009, at 10:00 a.m. is hereby fixed as the time . . . when . . . a hearing will be had before an Administrative Law Judge." Pursuant to Rule 3.22(a), the parties motion, which seeks to amend the start date for the hearing, is certified to the Commission, without recommendation.

**ORDERED**:

D. Michael Chappell Administrative Law Judge

Date: March \_\_\_\_, 2009

#### UNITED STATES OF AMERICA BEFORE THE FEDERAL TRADE COMMISSION

In the Matter of )
CCC HOLDINGS INC., )
and )
AURORA EQUITY PARTNERS III L.P., )
Respondents. )

Docket No. 9334

# [PROPOSED] ORDER GRANTING THE PARTIES' JOINT MOTION TO AMEND THE HEARING DATE

Upon consideration of the Joint Motion To Amend The Hearing Date And Certify The

Questions To The Commission For Determination,

The Commission GRANTS the motion and sets the date of the hearing for April 21,

2009, or such later date as determined by the Administrative Law Judge assigned to this matter.

By the Commission

Donald S. Clark

Secretary

ISSUED: March \_\_\_\_, 2009

#### **CERTIFICATE OF SERVICE**

I hereby certify that March9,2009, I served the attached Joint Motion to Amend the Hearing Date and Certify the Question to the Commission for Determination on the following Counsel *via* electronic mail (PDF) delivery:

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