

**ORIGINAL**

**UNITED STATES OF AMERICA  
BEFORE FEDERAL TRADE COMMISSION**



**In the Matter of**

**REALCOMP II LTD.,**

**a corporation.**

**Docket No. 9320**

**SECOND JOINT STATUS REPORT**

Pursuant to the Scheduling Order entered by the Court on December 4, 2006, Complaint Counsel and Respondent Realcomp II Ltd. ("Realcomp") respectfully submit this Second Joint Status Report.

**I. STATUS OF DISCOVERY**

The parties have completed fact discovery. The parties are conducting expert discovery in accordance with the deadlines set forth in the First Revised Scheduling Order entered by the Court on March 20, 2007. At this time, the parties anticipate that expert discovery will be completed by the May 17, 2007 deadline set forth in that order.

Respondent asserts, however, that because Respondent's expert has recently received a substantial amount of materials relied upon by Complaint Counsel's expert, Respondent's expert may have additional opinions after review of these materials. In such event, Respondent intends to make it's expert available to Complaint Counsel for a continuation of his deposition with respect to any new opinions resulting from his review of these materials.

Complaint Counsel objects to Respondent's expert offering new opinions. Complaint Counsel contends that they timely produced materials relied upon by their expert, expert reports have already been exchanged, and Complaint Counsel has already deposed Respondent's expert.

The parties request a hearing to resolve this issue.

**II. PENDING MOTIONS**

Realcomp's April 20, 2007 motion for summary decision has been fully briefed.

**III. SETTLEMENT**

The parties have engaged in several settlement discussions since the last joint status report. The parties, however, have been unable to resolve fundamental differences in their

respective positions.

**IV. OTHER DEVELOPMENTS**

Realcomp's Board of Governors voted last week to change Realcomp's Search Function Policy. (See Complaint ¶ 16.) Pursuant to this change, the Realcomp MLS search screen will no longer have a default with regard to listing type. The parties will address the import of this change in their respective pretrial briefs.

**V. CONCLUSION**

The parties request a hearing to address the expert discovery issue discussed above.

Respectfully submitted,



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Dated: May 7, 2007

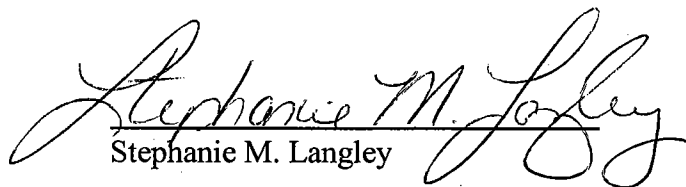
**CERTIFICATE OF SERVICE**

This is to certify that on May 7, 2007, I caused a copy of the attached Second Joint Status Report to be served upon the following persons by Electronic Transmission, Overnight Courier or Hand-Delivered:

The Honorable Stephen J. McGuire  
Chief Administrative Law Judge  
Federal Trade Commission  
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