

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



In the Matter of)
)
PHOEBE PUTNEY HEALTH SYSTEM,)
INC., and)
)
PHOEBE PUTNEY MEMORIAL)
HOSPITAL, INC., and)
)
PHOEBE NORTH, INC., and)
)
HCA INC., and)
)
PALMYRA PARK HOSPITAL, INC., and)
)
HOSPITAL AUTHORITY OF ALBANY-)
DOUGHERTY COUNTY.)

DOCKET NO. 9348

PUBLIC DOCUMENT

**UNOPPOSED MOTION TO EXTEND THE TIME FOR
UNITEDHEALTHCARE TO FILE A MOTION TO QUASH, OR IN THE
ALTERNATIVE TO LIMIT, SUBPOENA DUCES TECUM**

Non-party UnitedHealthCare, by and through its attorneys, hereby moves pursuant to Rules 3.22, 3.34, and 4.3(b) of the Federal Trade Commission's Rules of Practice for Adjudicative Proceedings to extend the deadline for moving to quash or limit the subpoena *duces tecum* (the "Subpoena") issued to it in this proceeding on October 2, 2014.

UnitedHealthCare seeks a brief extension of the deadline for filing a motion to quash or limit the Subpoena from October 14, 2014 to October 21, 2014. Counsel for the Federal Trade Commission, who issued the Subpoena, has been consulted regarding this motion and does not oppose the requested relief.

The Subpoena seeks a broad range of documents and, as drafted, will require UnitedHealthCare to collect, review, process, and produce an enormous volume of data by October 31, 2014. UnitedHealthCare is in the process of negotiating with Federal Trade Commission counsel over the breadth of the Subpoena, and its objections thereto, in a good faith effort to comply with its obligations while reducing the burden imposed by the Subpoena. The Federal Trade Commission does not oppose an extension of time through October 21, 2014 in order to afford UnitedHealthCare and the Federal Trade Commission time to continue to negotiate the scope of the Subpoena. An extension will potentially avoid the necessity of filing a motion to quash or limit the Subpoena.

Accordingly, UnitedHealthCare respectfully requests that its Unopposed Motion to Extend the Time for UnitedHealthCare to File a Motion to Quash, or in the Alternative to Limit, Subpoena *Duces Tecum* be granted and that UnitedHealthCare be given until October 21, 2014 to file any such motion. A proposed order granting the requested relief is attached hereto as Exhibit A.

Dated: October 14, 2014

Respectfully Submitted,

/s/ J. Brady Dugan

J. Brady Dugan

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Attorneys for UnitedHealthCare

CERTIFICATE OF SERVICE

I hereby certify that on this 14th day of October, 2014, a true and correct copy of the foregoing “Unopposed Motion to Extend the Time for United HealthCare Services, Inc. to File a Motion to Quash, or in the Alternative to Limit, Subpoena *Duces Tecum*” was electronically filed with the Federal Trade Commission using the FTC E-File system which will automatically send e-mail notification of such filing to:

Donald S. Clark
Secretary
Federal Trade Commission
Room H113
600 Pennsylvania Avenue, NW
Washington, D.C. 20580
dclark@ftc.gov

I also certify that a copy of the foregoing will be delivered via electronic mail and Federal Express to:

The Honorable D. Michael Chappell
Administrative Law Judge
Federal Trade Commission
Room H110
600 Pennsylvania Avenue, NW
Washington, D.C. 20580
oalj@ftc.gov

and by electronic mail to:

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Dated October 14, 2014

/s/ J. Brady Dugan
J. Brady Dugan

EXHIBIT A
PROPOSED ORDER

**UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION
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HOSPITAL AUTHORITY OF ALBANY- DOUGHERTY COUNTY.)	

**[PROPOSED] ORDER GRANTING UNOPPOSED MOTION TO EXTEND THE TIME
FOR UNITEDHEALTHCARE TO FILE A MOTION TO QUASH, OR IN THE
ALTERNATIVE TO LIMIT, SUBPOENA *DUCES TECUM***

Non-party UnitedHealthCare filed an Unopposed Motion to Extend the Time to File a Motion to Quash, or in the Alternative to Limit, Subpoena *Duces Tecum* issued by the Federal Trade Commission on October 2, 2014. UnitedHealthCare requests an extension to and including October 21, 2014 to file any such motion to quash or limit. UnitedHealthCare's motion for extension is not opposed by the Federal Trade Commission. Having considered the motion, it is

GRANTED; and

IT IS HEREBY ORDERED that the deadline for UnitedHealthCare to file a Motion to Quash or Limit the Subpoena *Duces Tecum* the Federal Trade Commission issued to UnitedHealthCare is extended to and including October 21, 2014.

Signed this ____ day of October, 2014.

D. Michael Chappell
Administrative Law Judge