

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

<b>In the Matter of NORTH TEXAS SPECIALTY PHYSICIANS</b>	) ) ) ) ) ) ) )	Docket No. 9312
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**AFFIDAVIT OF RICHARD S. KRUMHOLZ**

STATE OF TEXAS    §  
   §  
 COUNTY OF DALLAS   §

Before me, the undersigned authority, on this day personally appeared Richard S. Krumholz, who being by me duly sworn, deposed and said:

1.        “My name is Richard S. Krumholz and I am over 18 years of age, of sound mind and capable of making this Affidavit. The facts stated herein are within my personal knowledge and are true and correct.

2.        “I am an attorney with, and a partner in, the law firm of Fulbright & Jaworski L.L.P. I am licensed to practice law in the State of Texas and have been so licensed since 1992.

3.        “I have been retained by Humana Health Plan of Texas, Inc. (“*Humana*”), a non-party in the above-styled and numbered cause, in connection with responding to the Subpoena *Duces Tecum* (“*subpoena*”) served by North Texas Specialty Physicians (“*NTSP*”).

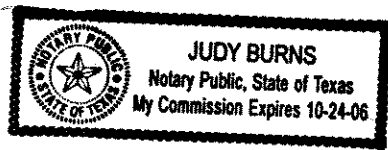
4.        “Following my receipt and review of the Subpoena, I contacted and conferred with counsel for NTSP on several occasions in a good faith effort to resolve the issues raised in Humana’s Motion to Quash Portions of the Subpoena *Duces Tecum* of North Texas Specialty Physicians or, Alternatively, to Limit the Scope of the Subpoena and Extend the Time to

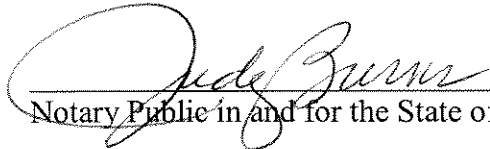
Respond to Same, but was unable to reach full agreement regarding the issues presented in the Motion.”

FURTHER AFFIANT SAYETH NOT.

  
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Richard S. Krumholz

SUBSCRIBED AND SWORN TO before me by the said Richard S. Krumholz on the 9<sup>th</sup> day of January, 2004.



  
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Notary Public in and for the State of Texas  
JUDY R. BURNS  
\_\_\_\_\_  
Printed Name

My Commission Expires:

10-24-06