

**UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION**

In the Matter of)	
)	
)	Docket No. 9315
)	(Public Record Version)
Evanston Northwestern Healthcare Corporation,)	
a corporation, and)	
)	
ENH Medical Group, Inc.,)	
a corporation.)	

**COMPLAINT COUNSEL’S FIFTH REQUEST FOR ADMISSIONS
CONCERNING AUTHENTICITY AND ADMISSIBILITY**

Pursuant to the Federal Trade Commission (“FTC”) Rules of Practice for Adjudicative Proceedings § 3.32, complaint counsel submit these requests for admissions to respondents Evanston Northwestern Healthcare Corporation and ENH Medical Group, Inc.

Definitions

1. “Evanston Northwestern Healthcare” means Evanston Northwestern Healthcare Corporation, including its past or surviving parents, subsidiaries and affiliates (including Evanston Hospital Corporation, Evanston Hospital, Glenbrook Hospital, and, beginning on January 1, 2000, Highland Park Hospital), a corporation organized, existing, and doing business under and by virtue of the laws of the State of Illinois, with its principal place of business located at 1301

Central Street, Evanston, Illinois 60201.

2. “Highland Park” means Highland Park Hospital, including its past or surviving parents, subsidiaries and affiliates, a hospital located near Evanston, Illinois.
3. “[REDACTED]” means [REDACTED], including its past or surviving parents, subsidiaries, and affiliates (including [REDACTED] and [REDACTED]).
4. “[REDACTED]” means [REDACTED], including its past or surviving parents, subsidiaries, and affiliates.
5. “Business Record” as defined according to Rule 803(6) of the Federal Rules of Evidence is “[a] memorandum, report, record, or data compilation, in any form, of acts, events, conditions, opinions, or diagnoses, made at or near the time by, or from information transmitted by, a person with knowledge, if kept in the course of a regularly conducted business activity, [where] it was the regular practice of that business activity to make the memorandum, report, record or data compilation....”

REQUESTS FOR ADMISSIONS

[REDACTED]

Highland Park Hospital

[REDACTED]

1566. The document attached to this Request for Admissions as Exhibit CX-05092 is authentic, genuine, and a true and correct copy of a contract (including an amendment effective the same date) between [REDACTED] and Highland Park, effective [REDACTED]. The contract is a business record of one or both contracting parties. The

contract is admissible into evidence in this matter.

1567. The document attached to this Request for Admissions as Exhibit CX-05093 is authentic, genuine, and a true and correct copy of an amendment (plus a transmission verification report), effective [REDACTED], to CX-05092. The amendment is a business record of one or both parties to the amendment. The amendment is admissible into evidence in this matter.

1568. Exhibits CX-05092 through CX-05093 constitute an authentic, genuine, true and correct copy of the complete set of the [REDACTED] contracts and amendments (plus a transmission verification report) between [REDACTED] and Highland Park from [REDACTED]. This set of exhibits is admissible into evidence in this matter.

[REDACTED]

1569. The document attached to this Request for Admissions as Exhibit CX-05094 is authentic, genuine, and a true and correct copy of a contract (plus a cover letter) between [REDACTED] and Highland Park, effective [REDACTED]. The contract is a business record of one or both contracting parties. The contract is admissible into evidence in this matter.

1570. The document attached to this Request for Admissions as Exhibit CX-05093 is authentic, genuine, and a true and correct copy of an amendment (plus a transmission verification report), effective [REDACTED], to CX-05094. The amendment is a business record of one or both parties to the amendment. The amendment is admissible into evidence in this matter.

1571. Exhibits CX-05093 through CX-05094 constitute an authentic, genuine, true and correct copy of the complete set of the [REDACTED] contracts and amendments (plus a cover letter and a transmission verification report) between [REDACTED] and Highland Park from [REDACTED]. This set of exhibits is admissible into evidence in this matter.
1572. The document attached to this Request for Admissions as Exhibit CX-05095 is authentic, genuine, and a true and correct copy of a consent to assignment (plus a cover letter and other related documents), effective [REDACTED]. The consent to assignment is a business record of one or both parties to the consent to assignment. The consent to assignment is admissible into evidence in this matter.
1573. Exhibit CX-05095 constitutes an authentic, genuine, true and correct copy of the complete set of the [REDACTED] consents to assignment (plus a cover letter and other related documents) between [REDACTED] and Highland Park from [REDACTED]. This set of an exhibit is admissible into evidence in this matter.

Evanston Northwestern Healthcare

[REDACTED]

1574. The document attached to this Request for Admissions as Exhibit CX-05096 is authentic, genuine, and a true and correct copy of a contract (including an amendment dated [REDACTED]) between [REDACTED] and Evanston Hospital Corporation, effective [REDACTED]. The contract is a business record of one or both contracting parties. The contract is admissible into evidence in this matter.
1575. Exhibit CX-05096 constitutes an authentic, genuine, true and correct copy of the

complete set of the [REDACTED] contracts and amendments between [REDACTED] and Evanston Northwestern Healthcare from [REDACTED]. This set of an exhibit is admissible into evidence in this matter.

1576. The document attached to this Request for Admissions as Exhibit CX-05097 is authentic, genuine, and a true and correct copy of a consent to assignment, dated [REDACTED].

The consent to assignment is a business record of one or both parties to the consent to assignment. The consent to assignment is admissible into evidence in this matter.

1577. Exhibit CX-05097 constitutes an authentic, genuine, true and correct copy of the complete set of the consents to assignment between [REDACTED] and Evanston Northwestern Healthcare from [REDACTED]. This set of an exhibit is admissible into evidence in this matter.

1578. The document attached to this Request for Admissions as Exhibit CX-05098 is authentic, genuine, and a true and correct copy of an amendment, dated [REDACTED], to CX-

05096. The amendment is a business record of one or both parties to the amendment.

The amendment is admissible into evidence in this matter.

1579. Exhibits CX-05096 and CX-05098 constitute an authentic, genuine, true and correct copy of the complete set of the [REDACTED] contracts and amendments between

[REDACTED] and Evanston Northwestern Healthcare from [REDACTED]. This set of exhibits is admissible into evidence in this matter.

[REDACTED]

1580. The document attached to this Request for Admissions as Exhibit CX-05099 is authentic, genuine, and a true and correct copy of a contract (plus a cover memorandum) between

[REDACTED] and Evanston Hospital Corporation, effective [REDACTED]. The contract is a business record of one or both contracting parties. The contract is admissible into evidence in this matter.

1581. Exhibit CX-05099 constitutes an authentic, genuine, true and correct copy of the complete set of the [REDACTED] contracts and amendments (plus a cover memorandum) between [REDACTED] and Evanston Northwestern Healthcare from [REDACTED]. This set of an exhibit is admissible into evidence in this matter.
1582. The document attached to this Request for Admissions as Exhibit CX-05098 is authentic, genuine, and a true and correct copy of an amendment, dated [REDACTED], to CX-05099. The amendment is a business record of one or both parties to the amendment. The amendment is admissible into evidence in this matter.
1583. Exhibits CX-05098 through CX-05099 constitute an authentic, genuine, true and correct copy of the complete set of the [REDACTED] contracts and amendments (plus a cover memorandum) between [REDACTED] and Evanston Northwestern Healthcare from [REDACTED]. This set of exhibits is admissible into evidence in this matter.

[REDACTED]

Highland Park Hospital

1584. The document attached to this Request for Admissions as Exhibit CX-05100 is authentic, genuine, and a true and correct copy of a contract between [REDACTED] and Highland Park, effective [REDACTED]. The [REDACTED] contract is a business

record of one or both contracting parties. The contract is admissible into evidence in this matter.

1585. Exhibit CX-05100 constitutes an authentic, genuine, true and correct copy of the complete set of the [REDACTED] contracts and amendments between [REDACTED] and Highland Park from [REDACTED]. This set of an exhibit is admissible into evidence in this matter.
1586. The document attached to this Request for Admissions as Exhibit CX-05101 is authentic, genuine, and a true and correct copy of a consent to assignment, effective [REDACTED]. The consent to assignment is a business record of one or both parties to the consent to assignment. The consent to assignment is admissible into evidence in this matter.
1587. Exhibit CX-05101 constitutes an authentic, genuine, true and correct copy of the complete set of the [REDACTED] consents to assignment between [REDACTED] and Highland Park from [REDACTED]. This set of an exhibit is admissible into evidence in this matter.

Evanston Northwestern Healthcare

1588. The document attached to this Request for Admissions as Exhibit CX-05102 is authentic, genuine, and a true and correct copy of a contract (plus a cover letter and a business card) between [REDACTED] and Evanston Northwestern Healthcare, effective [REDACTED]. The [REDACTED] contract is a business record of one or both contracting parties. The contract is admissible into evidence in this matter.
1589. Exhibit CX-05102 constitutes an authentic, genuine, true and correct copy of the complete set of the [REDACTED] contracts and amendments (plus a cover letter and a

business card) between [REDACTED] and Evanston Northwestern Healthcare from [REDACTED]. This set of an exhibit is admissible into evidence in this matter.

1590. The document attached to this Request for Admissions as Exhibit CX-05103 is authentic, genuine, and a true and correct copy of an amendment, effective [REDACTED], to CX-05102. The amendment is a business record of one or both parties to the amendment.

The amendment is admissible into evidence in this matter.

1591. Exhibits CX-05102 through CX-05103 constitute an authentic, genuine, true and correct copy of the complete set of the [REDACTED] contracts and amendments between [REDACTED] and Evanston Northwestern Healthcare from [REDACTED]. This set of exhibits is admissible into evidence in this matter.

Attachments

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Dated: _____, 2004

CERTIFICATE OF SERVICE

This is to certify that on _____, 2004, I caused a copy of the foregoing to be served upon counsel for the respondents by electronic mail and first class mail delivery:

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and delivery of two copies to:

The Honorable Stephen J. McGuire
Federal Trade Commission
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Room 113
Washington, D.C. 20580

Thomas Brock