


information in these materials is not known to the public or generally outside Respondent ProMedica or St. Luke's; 2) the internal materials reflect the strategic decision-making of senior executives from St. Luke's; 3) St. Luke's has carefully guarded the secrecy of these materials; 4) competitor hospitals would benefit significantly from gaining access to these materials; 5) St. Luke's expended significant money in developing some of these materials; and 6) it would be difficult for another party to replicate the information found in these materials. In addition, Respondent has shown that the documents for which it seeks *in camera* treatment are confidential, competitively sensitive documents, the disclosure of which would likely result in competitive harm to Respondent. Accordingly, Respondent has met its burden in support of its request for *in camera* treatment.

III.

Respondent's Supplemental Motion is GRANTED. For documents listed in Table 1 to Respondent's Supplemental Motion, *in camera* treatment is granted for a period of three years, to expire on June 1, 2014. Respondent is hereby directed to prepare a proposed order that lists by exhibit number the documents that, by this Order, have been granted *in camera* treatment and that sets forth the expiration date of *in camera* treatment for each exhibit.

ORDERED:



D. Michael Chappell
Chief Administrative Law Judge

Date: June 2, 2011