

UNITED STATES OF AMERICA  
BEFORE THE FEDERAL TRADE COMMISSION



COMMISSIONERS:     **Jon Leibowitz, Chairman**  
                          **J. Thomas Rosch**  
                          **Edith Ramirez**  
                          **Julie Brill**  
                          **Maureen Ohlhausen**

\_\_\_\_\_ )  
**In the Matter of** )  
                          ) )  
**OSF Healthcare System,** )     **Docket No. 9349**  
**a corporation, and** ) )  
                          ) )  
**Rockford Health System,** )     **PUBLIC**  
**a corporation.** ) )  
\_\_\_\_\_ )

**JOINT MOTION TO DISMISS COMPLAINT**

Complaint Counsel and Respondents jointly move to dismiss the complaint in the above referenced matter. On April 11, 2012, Respondents informed Complaint Counsel that they are abandoning the proposed affiliation between OSF Healthcare System and Rockford Health System. As set forth in the attached letters dated April 12, 2012, OSF Healthcare System and Rockford Health System have withdrawn their Hart-Scott-Rodino Notification and Report Forms filed for the proposed transaction. As such, the complaint is now moot.

Accordingly, the parties respectfully request that the Commission dismiss the complaint. A proposed order is attached.

Dated: April 12, 2012

/s/ Jeffrey H. Perry

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Federal Trade Commission  
600 Pennsylvania Ave. NW  
Washington, DC 20580  
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*Complaint Counsel*

/s/ Alan I. Greene

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System*

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*Attorneys for Respondent Rockford Health  
System*

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<b>a corporation.</b>	)	
_____	)	

**[PROPOSED] ORDER DISMISSING COMPLAINT**

This matter comes before the Commission on Complaint Counsel’s and Respondents’ Joint Motion to Dismiss Complaint. Having considered the motion, it is hereby ORDERED:

The Joint Motion to Dismiss Complaint, dated April 12, 2012, is GRANTED; and

The complaint is dismissed without prejudice.

By the Commission

Date: \_\_\_\_\_

\_\_\_\_\_  
Donald S. Clark  
Secretary

# **ATTACHMENTS**

# HINSHAW

& CULBERTSON LLP

April 12, 2012

**VIA HAND DELIVERY**

Premerger Notification Office  
Bureau of Competition  
Federal Trade Commission  
600 Pennsylvania Ave., N.W.  
Room 303  
Washington, DC 20580

Director of Operations and Merger  
Enforcement  
Antitrust Division  
Department of Justice  
950 Pennsylvania Avenue, N.W.  
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Washington, DC 20530

**ATTORNEYS AT LAW**  
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www.hinshawlaw.com

**Re: *HSR Filing by OSF Healthcare System***  
***Transaction Identification Number 2011-0566***

To Whom It May Concern:

Please be advised that OSF Healthcare System hereby withdraws its Notification and Report Form pursuant to the Hart-Scott-Rodino Act dated February 11, 2011 in the above-referenced transaction.

Very truly yours,

HINSHAW & CULBERTSON LLP



Alan I. Greene  
agreene@hinshawlaw.com

AIG:

cc: Jeff Perry, Esq.

2012 APR 12 AM 11:49  
PREMERGER NOTIFICATION  
OFFICE

# HINSHAW

& CULBERTSON LLP

April 12, 2012

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agreene@hinshawlaw.com

AIG:

cc: Jeff Perry, Esq.

2012 APR 12 PM 12:09

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# McDermott Will & Emery

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Munich New York Orange County Paris Rome Silicon Valley Washington, D.C.  
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Carla A. R. Hine  
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202.756.8095

April 12, 2012

## BY HAND

Premerger Notification Office  
Bureau of Competition  
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Room 303  
600 Pennsylvania Avenue, N.W.  
Washington, D.C. 20580

Department of Justice  
Antitrust Division  
Office of Operations  
Premerger Notification Unit  
950 Pennsylvania Avenue, N.W.  
Room 3335  
Washington, D.C. 20530

2012 APR 12 AM 11:49  
PREMERGER NOTIFICATION  
OFFICE

Re: Acquisition by OSF Healthcare System of Assets of Rockford Health System –  
Transaction Number 20110566

Dear Sir or Madam:

Please be advised that, effective immediately, Rockford Health System (“RHS”) hereby withdraws its Hart-Scott-Rodino (“HSR”) Premerger Notification and Report Form filed February 11, 2011 in connection with the above-referenced transaction. RHS has no plans to re-file its HSR notification.

Please call me at 202.756.8095 if you have any questions regarding this matter.

Sincerely,



Carla A. R. Hine

cc: Jeffrey Perry, Esq.



# McDermott Will & Emery

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April 12, 2012

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Sincerely,



Carla A. R. Hine

cc: Jeffrey Perry, Esq.