

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF GEORGIA**

**ALBANY DIVISION**

FEDERAL TRADE COMMISSION and	)	
THE STATE OF GEORGIA,	)	
	)	
Plaintiffs,	)	
v.	)	No. 1:11-cv-58 (WLS)
	)	
PHOEBE PUTNEY	)	
HEALTH SYSTEM, INC.,	)	
PHOEBE PUTNEY MEMORIAL	)	
HOSPITAL, INC.,	)	
PHOEBE NORTH, INC.,	)	
HCA INC.,	)	
PALMYRA PARK HOSPITAL INC., and	)	
HOSPITAL AUTHORITY OF ALBANY-	)	
DOUGHERTY COUNTY,	)	
	)	
Defendants.	)	

**PLAINTIFF FEDERAL TRADE COMMISSION’S MOTION  
TO FILE CERTAIN DOCUMENTS UNDER SEAL**

Plaintiff Federal Trade Commission (the “FTC” or “Commission”) respectfully moves the Court for an order, pursuant to Rules 5 and 7(b) of the Federal Rules of Civil Procedure and Local Civil Rule 5.2, directing the Clerk of the Court to file under seal, until further order, the following two documents:

- (1) Memorandum in Support of Plaintiff Federal Trade Commission’s Motions for Temporary Restraining Order and for Preliminary Injunction; and
- (2) All exhibits accompanying the Memorandum in Support of Plaintiff Federal Trade Commission’s Motions for Temporary Restraining Order and for Preliminary Injunction.

This motion is supported by the memorandum of points and authorities attached hereto. A proposed order is attached.

Respectfully submitted this 9th day of April, 2013.

s/Jeffrey H. Perry  
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HOSPITAL AUTHORITY OF ALBANY-	)	
DOUGHERTY COUNTY,	)	
	)	
Defendants.	)	

**[PROPOSED] ORDER DIRECTING THE FILING  
OF CERTAIN DOCUMENTS UNDER SEAL**

Upon consideration of plaintiff Federal Trade Commission’s motion for an order, pursuant to Rules 5 and 7(b) of the Federal Rules of Civil Procedure and Local Civil Rule 5.2, directing the filing under seal of certain documents,

**IT IS HEREBY ORDERED** that the Memorandum in Support of Plaintiff Federal Trade Commission’s Motions for Temporary Restraining Order and for Preliminary Injunction (the “Memorandum”), and all exhibits accompanying the Memorandum be filed under seal until further order of the Court; and

**IT IS FURTHER ORDERED** that Plaintiff Federal Trade Commission may move to unseal some or all documents, or specific portions thereof, after the Defendants' outside counsel have had full opportunity to review them.

**SO ORDERED**, this \_\_\_\_ day of \_\_\_\_\_ 2013

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The Honorable W. Louis Sands  
United States District Court Judge

**CERTIFICATE OF SERVICE**

I hereby certify that on April 9, 2013, I filed the foregoing with the Clerk of Court via the CM/ECF system, which will automatically send electronic mail notification of such filing to the CM/ECF registered participants as identified on the Notice of Electronic Filing.

s/ Maria M. DiMoscato  
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