

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

**COMMISSIONERS: Edith Ramirez, Chairwoman
 Maureen K. Ohlhausen
 Terrell McSweeney**

In the Matter of)	
)	
The Penn State Hershey Medical, Center a corporation;)	Docket No. 9368
)	
and)	
)	
PinnacleHealth System, a corporation.)	
)	

ORDER GRANTING CONTINUANCE

The evidentiary hearing in this matter is scheduled to commence on June 1, 2016, following the grant of a prior continuance.¹ The parties now jointly request that the Commission continue the hearing date to June 21, 2016, and all pre-hearing deadlines by 20 days.

The pertinent facts are as follows. On May 9, 2016, the United States District Court for the Middle District of Pennsylvania denied the Commission’s motion seeking a temporary restraining order and preliminary injunction to prevent Respondents from consummating their proposed merger until final resolution of this administrative proceeding.² On May 12, the Commission filed an emergency motion for an injunction pending appeal with the United States Court of Appeals for the Third Circuit, which was granted on May 24.

In their motion, the parties state that if, as has now occurred, the Third Circuit granted the Commission’s emergency motion, the requested continuance would provide them with needed time to determine how to proceed in this administrative adjudication and whether to make any further motions before the Commission.

¹ *Penn State Hershey Med. Ctr.*, Docket No. 9368, Commission Order Granting Continuance (May 12, 2016), <https://www.ftc.gov/system/files/documents/cases/160512pennstatehershey-order.pdf>.

² Memorandum Opinion and Order, *FTC v. Penn State Hershey Med. Ctr.*, No. 1:15-cv-2362-JEJ (M.D. Pa.) (May 9, 2016).

In light of the foregoing, we find that there is good cause to grant the requested continuance. Accordingly,

IT IS HEREBY ORDERED that the evidentiary hearing shall commence on June 21, 2016, and all related pre-hearing deadlines are extended by 20 days.

By the Commission.

Donald S. Clark
Secretary

SEAL:
ISSUED: May 26, 2016