

UNITED STATES OF AMERICA  
FEDERAL TRADE COMMISSION  
OFFICE OF ADMINISTRATIVE LAW JUDGES



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In the Matter of )  
)  
PHOEBE PUTNEY HEALTH )  
SYSTEM, INC., and )  
)  
PHOEBE PUTNEY MEMORIAL )  
HOSPITAL, INC., and )  
)  
PHOEBE NORTH, INC., and )  
)  
HCA INC., and )  
)  
PALMYRA PARK HOSPITAL, INC., and )  
)  
HOSPITAL AUTHORITY OF, )  
ALBANY-DOUGHERTY COUNTY, )  
)  
Respondents. )

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DOCKET NO. 9348  
**PUBLIC DOCUMENT**

**UNOPPOSED MOTION TO EXTEND THE TIME TO FILE A MOTION TO QUASH,  
OR IN THE ALTERNATIVE TO LIMIT, SUBPOENAS SERVED ON NON-PARTIES  
INDEPENDENT DOCTORS OF GEORGIA, INC., DR. J. PRICE CORR, JR., ALBANY  
SURGICAL, PC, DR. JOSEPH W. STUBBS, ALBANY INTERNAL MEDICINE, PC, G.  
EDWARD ALEXANDER, NORTH ALBANY MEDICAL CENTER, LLC, VICTOR  
MOLDOVAN AND MCGUIREWOODS, LLP**

Non-parties Independent Doctors of Georgia, Inc., North Albany Medical Center, LLC,  
G. Edward Alexander, Dr. J. Price Corr, Jr., Albany Surgical, PC, Dr. Joseph W. Stubbs, Albany  
Internal Medicine, PC, McGuireWoods, LLP and Victor Moldovan (collectively, the  
“Subpoenaed Parties”), by and through their attorneys, hereby move pursuant to Rules 3.22,  
3.34, and 4.3(b) of the Federal Trade Commission’s Rules of Practice for Adjudicative  
Proceedings to extend the deadline for moving to quash or limit the deposition subpoenas and  
subpoenas *duces tecum* (the “Subpoenas”) issued to them in this proceeding on October 3, 2014,

by Respondents Phoebe Putney Memorial Hospital, Inc. and Phoebe Putney Health Systems, Inc. (together, “Phoebe”).<sup>1</sup> The Subpoenaed Parties seek a brief extension of the deadline for filing a motion to quash or limit the Subpoenas from October 16, 2014 to October 23, 2014. Counsel for Phoebe has been consulted regarding this motion and does not oppose the requested relief.

Granting this extension will provide the Subpoenaed Parties with time to evaluate the Subpoenas to determine whether to file a motion to quash or limit any or all of the Subpoenas, and it will allow counsel for the Subpoenaed Parties time to discuss the Subpoenas with counsel for Phoebe to try to negotiate an understanding regarding responses to the Subpoenas. An extension will potentially avoid the necessity of filing motions to quash or limit the Subpoenas. Respondent Phoebe does not oppose an extension of time through October, 23, 2014, to afford the counsel time to determine whether an agreement can be reached regarding responses to the Subpoenas, or to limit the issues to address in any motions to quash or limit the Subpoenas.

Accordingly, the Subpoenaed Parties respectfully request that this unopposed motion to extend the time for any of them to file a motion to quash or limit the Subpoenas be granted and that the Subpoenaed Parties be given until October 23, 2014 to file any such motion. A proposed order granting the requested relief is attached hereto as Exhibit A.

Respectfully submitted,

By: /s/ Stephen Allred  
Stephen Allred

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<sup>1</sup> On October 3, 2014, Respondent Phoebe served by registered mail the following subpoenas: Subpoena Duces Tecum served on Independent Doctors of Georgia, Inc.; Subpoena Ad Testificandum Deposition served on G. Edward Alexander, President and CEO of North Albany Medical Center, LLC; Subpoena Duces Tecum served on North Albany Medical Center, LLC; Subpoena Duce Tecum served on Albany Surgical, PC; Subpoena Ad Testificandum Deposition served on Dr. J. Price Corr, Jr.; Subpoena Duce Tecum served on Albany Internal Medicine, PC; Subpoena Ad Testificandum Deposition served on Dr. Joseph W. Stubbs; Subpoena Ad Testificandum Deposition served on Victor Moldovan; and Subpoena Duces Tecum served on McGuireWoods, LLP.

**CERTIFICATE OF SERVICE AND FILING**

I hereby certify that this 13th day of October, 2014, a true and correct copies of the foregoing UNOPPOSED MOTION TO EXTEND THE TIME TO FILE A MOTION TO QUASH, OR IN THEALTERNATIVE TO LIMIT, SUBPOENAS SERVED ON NON-PARTIES INDEPENDENT DOCTORS OF GEORGIA, INC., DR. J. PRICE CORR, JR., ALBANY SURGICAL, PC, DR. JOSEPH W. STUBBS, ALBANY INTERNAL MEDICINE, PC, G. EDWARD ALEXANDER, NORTH ALBANY MEDICAL CENTER, LLC, VICTOR MOLDOVAN AND MCGUIREWOODS, LLP was electronically filed with the Federal Trade Commission using the FTC E-File system which will automatically send e-mail notification of such filing to:

Donald S. Clark  
Office of the Secretary  
Federal Trade Commission  
600 Pennsylvania Avenue, N.W., Rm. H-1 59  
Washington, D.C. 20580  
[secretary@ftc.gov](mailto:secretary@ftc.gov)

I hereby certify that on October 13, 2014, I caused to be delivered via electronic mail a PDF copy that is a true and correct copy of the original of the foregoing UNOPPOSED MOTION TO EXTEND THE TIME TO FILE A MOTION TO QUASH, OR IN THEALTERNATIVE TO LIMIT, SUBPOENAS to:

The Honorable D. Michael Chappell  
Chief Administrative Law Judge  
Federal Trade Commission  
600 Pennsylvania Avenue, N. W.  
Washington, D.C. 20580  
[oalj@ftc.gov](mailto:oalj@ftc.gov)

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This 13th day of October, 2014

By: /s/ Stephen Allred  
Stephen Allred

Attorney for Non-parties Independent Doctors of  
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G. Edward Alexander, Dr. J. Price Corr, Jr., Albany  
Surgical, PC, Dr. Joseph W. Stubbs, Albany  
Internal Medicine, PC, McGuireWoods, LLP and  
Victor Moldovan

EXHIBIT A



**UNITED STATES OF AMERICA  
FEDERAL TRADE COMMISSION  
OFFICE OF ADMINISTRATIVE LAW JUDGES**

|                                  |   |                 |
|----------------------------------|---|-----------------|
| In the Matter of                 | ) |                 |
|                                  | ) |                 |
| PHOEBE PUTNEY HEALTH             | ) |                 |
| SYSTEM, INC., and                | ) |                 |
|                                  | ) | DOCKET NO. 9348 |
| PHOEBE PUTNEY MEMORIAL           | ) |                 |
| HOSPITAL, INC., and              | ) |                 |
|                                  | ) |                 |
| PHOEBE NORTH, INC., and          | ) |                 |
|                                  | ) |                 |
| HCA INC., and                    | ) |                 |
|                                  | ) |                 |
| PALMYRA PARK HOSPITAL, INC., and | ) |                 |
|                                  | ) |                 |
| HOSPITAL AUTHORITY OF,           | ) |                 |
| ALBANY-DOUGHERTY COUNTY,         | ) |                 |
|                                  | ) |                 |
| Respondents.                     | ) |                 |
|                                  | ) |                 |

**ORDER GRANTING  
UNOPPOSED MOTION TO EXTEND THE TIME TO FILE A MOTION TO QUASH,  
OR IN THE ALTERNATIVE TO LIMIT, SUBPOENAS SERVED ON NON-PARTIES  
INDEPENDENT DOCTORS OF GEORGIA, INC., DR. J. PRICE CORR, JR., ALBANY  
SURGICAL, PC, DR. JOSEPH W. STUBBS, ALBANY INTERNAL MEDICINE, PC, G.  
EDWARD ALEXANDER, NORTH ALBANY MEDICAL CENTER, LLC,  
VICTOR MOLDOVAN AND MCGUIREWOODS, LLP**

Before the Administrative Law Judge is the Unopposed Motion to Extend the Time to File a Motion to Quash, or in the alternative to Limit the Subpoenas that Respondents Phoebe Putney Memorial Hospital, Inc. and Phoebe Putney Health Systems, Inc. (together “Phoebe”) served on non-parties Independent Doctors of Georgia, Inc., North Albany Medical Center, LLC, G. Edward Alexander, Dr. J. Price Corr, Jr., Albany Surgical, PC, Dr. Joseph W. Stubbs, Albany Internal Medicine, PC, McGuireWoods, LLP and Victor Moldovan (collectively, the

“Subpoenaed Parties”) on or about October 3, 2014. The Subpoenaed Parties request an extension to through and including October 23, 2014 to file any such motion to quash and/or limit. Having considered the motion, and the fact that it is unopposed by Phoebe, this Court finds that the motion should be, and hereby is, GRANTED.

IT IS THEREFORE ORDERED that the deadline for the Subpoenaed Parties to file any Motion to Quash and/or Limit the Subpoenas that Respondent Phoebe served on them is extended to through and including October 23, 2014.

Signed this \_\_\_\_ day of October, 2014.

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D. Michael Chappell  
Chief Administrative Law Judge