

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



In the Matter of)
)
)
Phoebe Putney Health System, Inc.)
a corporation, and)
)
Phoebe Putney Memorial Hospital, Inc.)
a corporation, and)
)
Phoebe North, Inc.)
a corporation, and)
)
HCA Inc.)
a corporation, and)
)
Palmyra Park Hospital, Inc.)
a corporation, and)
)
Hospital Authority of Albany-Dougherty)
County)
Respondents.)

DOCKET NO. 9348

**ORDER GRANTING UNOPPOSED MOTION OF NONPARTY AETNA INC.
TO EXTEND THE TIME TO FILE A MOTION TO QUASH, OR IN THE
ALTERNATIVE TO LIMIT, SUBPOENAS *DUCES TECUM***

On October 14, 2014, nonparty Aetna Inc. (“Aetna”) filed an Unopposed Motion to Extend the Time to File a Motion to Quash, or in the Alternative to Limit Subpoenas *Duces Tecum* served on Aetna (“Motion”). The subpoenas at issue (the “Subpoenas”) were served on October 3, 2014, by Respondents Phoebe Putney Memorial Hospital, Inc. and Hospital Authority of Albany-Dougherty County (collectively, “Respondents”).

Aquaforest TIFF Junction Evaluation

The Motion requests an extension of the applicable deadline to file a motion to quash and/or limit the Subpoenas under FTC Rule 3.34 until October 27, 2014.¹ The Motion states that Respondents' counsel has been consulted regarding the Motion and does not oppose the requested relief.

Aetna states that counsel for Aetna and Respondents' counsel are in the process of negotiating over the breadth of the Subpoenas, and Aetna's objections thereto, in a good faith effort to comply with Aetna's obligations, while reducing the burden imposed by the Subpoenas. The Motion further states that Respondents do not oppose Aetna's requested extension of time in order to continue the parties' negotiations. Aetna avers that such extension of time will potentially avoid the necessity of filing a motion to quash or limit the Subpoenas.

Based on the foregoing, the Motion is GRANTED, and it is hereby ORDERED that the deadline for Aetna to file a motion to quash and/or limit the subpoenas is extended through and including October 27, 2014.

ORDERED:



D. Michael Chappell
Chief Administrative Law Judge

Date: October 15, 2014

¹ Rule 3.34(c) provides in pertinent part: "Any motion by the subject of a subpoena to limit or quash the subpoena shall be filed within the earlier of 10 days after service thereof or the time for compliance therewith." 16 C.F.R. § 3.34(c).