

Aquaforest TIFF Junction Evaluation



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

On October 27, 2014, nonparty Aetna Inc. (“Aetna”) filed a Second Unopposed Motion to Extend the Time to File a Motion to Quash and/or Limit Subpoena *Duces Tecum* (“Motion”) served on Aetna by Federal Trade Commission (“FTC”) Complaint Counsel on October 2, 2014 (“Subpoena”).

The Motion requests a further extension of the applicable deadline to file a motion to quash and/or limit the Subpoena under FTC Rule 3.34 until November 3, 2014.¹ Aetna states that counsel for Aetna and Complaint Counsel are continuing to negotiate over the breadth of the

¹ On October 15, 2014, an Order issued granting Aetna’s Unopposed Motion for an extension of time until October 27, 2014.

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Subpoena, and Aetna's objections thereto, in a good faith effort to comply with Aetna's obligations, while reducing the burden imposed by the Subpoena. The Motion further states that Complaint Counsel does 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 Subpoena, particularly in light of the motion by the parties seeking a Stay of these proceedings, currently pending before the FTC. *See* Order Certifying Unopposed Motion for Temporary Stay, October 22, 2014.

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 Subpoena is extended through and including November 3, 2014.

ORDERED:



D. Michael Chappell
Chief Administrative Law Judge

Date: October 27, 2014