

# Aquaforest TIFF Junction Evaluation



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

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In the Matter of )  
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Phoebe Putney Health System, Inc. )  
a corporation, and )  
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Phoebe Putney Memorial Hospital, Inc. )  
a corporation, and )  
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Phoebe North, Inc. )  
a corporation, and )  
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)  
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, SUBPOENAS *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, 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”).

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 November 3, 2014.<sup>1</sup> Aetna states that counsel for Aetna and Respondents’ counsel continue to negotiate over the breadth of the

<sup>1</sup> 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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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 counsel has been consulted and that Respondents do not oppose the requested relief. Aetna avers that such extension of time will potentially avoid the necessity of filing a motion to quash or limit the Subpoenas, particularly in light of the motion by the parties requesting a temporary 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 subpoenas is extended through and including November 3, 2014.

ORDERED:

  
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D. Michael Chappell  
Chief Administrative Law Judge

Date: October 27, 2014