UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION

COMMISSIONERS: Lina M. Khan, Chair
Noah Joshua Phillips
Rebecca Kelly Slaughter
Christine S. Wilson
Alvaro M. Bedoya

In the Matter of

RWJ BARNABAS HEALTH, INC.
a corporation;

and

SAINT PETER’S HEALTHCARE SYSTEM, INC.,
a corporation.

Docket No. 9409

JOINT MOTION TO DISMISS COMPLAINT

Complaint Counsel and Respondents RWJ Barnabas Health, Inc. (“RWJ”) and Saint Peter’s Healthcare System, Inc. (“Saint Peter’s”) jointly move to dismiss the complaint in the above-captioned matter. On June 14, 2022, Respondents terminated their Member Substitution and Merger Agreement. As set forth in the attached correspondence, Respondent RWJ has withdrawn its Hart-Scott-Rodino Notification and Report Forms filed for the proposed acquisition. The complaint is now moot.

Accordingly, the parties respectfully request that the Commission dismiss the complaint.

A proposed order is attached.
Dated: June 15, 2022

Respectfully submitted,

s/ James H. Weingarten
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Attorneys for Respondent
Saint Peter’s Healthcare System, Inc.
June 14, 2022

HSR CONFIDENTIAL

VIA E-MAIL (PREMERGER@FTC.GOV; PREMERGER@USDOJ.GOV)

Premerger Notification Office
Federal Trade Commission
Bureau of Competition
Constitution Center Building
400 7th Street, S.W.
Room 5301
Washington, D.C. 20024

Re: HSR Voluntary Withdrawal Letter RWJBarnabas Health, Inc. Transaction No. 2021-0108

Ladies and Gentlemen:

Pursuant to 16 C.F.R. § 803.12(a), effective June 14, 2022, at 4:00 p.m. Eastern Time, our client RWJBarnabas Health, Inc. voluntarily withdraws its Premerger Notification and Report Form filed on October 16, 2020 and refiled on November 17, 2020 in connection with the proposed acquisition of Saint Peter’s University Hospital, Inc. and its respective subsidiaries and affiliates (Transaction No. 2021-0108).

If you have any questions, please do not hesitate to contact me.

Sincerely,

Mark J. Botti

cc: Alex Bryson, Esq., Mergers IV, Bureau of Competition, Federal Trade Commission
UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION

COMMISSIONERS: Lina M. Khan, Chair
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a corporation.

Docket No. 9409

[PROPOSED] ORDER DISMISSING COMPLAINT

This matter comes before the Commission on Complaint Counsel’s and Respondents’
Joint Motion to Dismiss the Complaint. Having considered the motion, it is hereby ORDERED:
The Joint Motion to Dismiss the Complaint, dated June 15, 2022, is GRANTED; and the
complaint is DISMISSED without prejudice.

By the Commission.

Date: ____________________________

April Tabor
Acting Secretary
CERTIFICATE OF SERVICE

I hereby certify that on June 15, 2022, I filed the foregoing document electronically using the FTC’s E-Filing System, which will send notification of such filing to:

April Tabor
Acting Secretary Federal Trade Commission
600 Pennsylvania Ave., NW, Rm. H-113
Washington, DC 20580
ElectronicFilings@ftc.gov

The Honorable D. Michael Chappell
Administrative Law Judge
Federal Trade Commission
600 Pennsylvania Ave., NW, Rm. H-110
Washington, DC 20580

I also certify that I caused the foregoing document to be served via email to:

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s/ James H. Weingarten
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