

UNITED STATES OF AMERICA  
BEFORE THE FEDERAL TRADE COMMISSION

COMMISSIONERS: Andrew N. Ferguson, Chairman  
Mark R. Meador

**In the Matter of**

**Caremark Rx, LLC;**

**Zinc Health Services, LLC;**

**Express Scripts, Inc.;**

**Evernorth Health, Inc.;**

**Medco Health Services, Inc.;**

**Ascent Health Services LLC;**

**OptumRx, Inc.;**

**OptumRx Holdings, LLC;**

**and**

**Emisar Pharma Services LLC.**

**DOCKET NO. 9437**

**ORDER STAYING ADMINISTRATIVE PROCEEDING**

On January 20, 2026, on the joint motion of Complaint Counsel and Respondents Express Scripts, Inc., Evernorth Health, Inc., Medco Health Services, Inc., Ascent Health Services, LLC (collectively, the “ESI Respondents”), this matter was withdrawn from adjudication with respect to the ESI Respondents under Rule 3.25(c), 16 C.F.R. § 3.25(c), for the purpose of considering a proposed consent agreement. Complaint Counsel and all Respondents have now jointly requested a 14-day stay of the administrative proceeding to ensure that the proceeding can continue in an orderly fashion if the Commission and the ESI Respondents are unable to resolve the claims and to allow time for Complaint Counsel to engage in parallel settlement discussions with other Respondents.

Under the circumstances presented in the Motion, we find good cause to stay this proceeding for 14 days, and to correspondingly extend the evidentiary hearing date and all

discovery, filing, and decision deadlines by 14 days.<sup>1</sup> The oral argument on Respondent's Motion to Dismiss Pursuant to Rule 3.22, currently set for January 22, 2026, is rescheduled to February 5, 2026. Accordingly,

**IT IS HEREBY ORDERED THAT** Complaint Counsel's and Respondents' Joint Expedited Motion to Stay the Part 3 Adjudicative Proceedings is **GRANTED**.

**IT IS FURTHER ORDERED THAT** the administrative proceeding is hereby stayed as to all Respondents, and the evidentiary hearing in this proceeding is rescheduled to commence on July 1, 2026, at 10:00 a.m.

**IT IS FURTHER ORDERED THAT** all pre-hearing and decision deadlines in this proceeding are hereby extended by 14 days.

**IT IS FURTHER ORDERED THAT** the oral argument on the Respondent's Motion to Dismiss Pursuant to Rule 3.22, currently set for January 22, 2026, is hereby rescheduled for February 5, 2026, at the same time and place.

By the Commission.



April J. Tabor  
Secretary

SEAL:  
ISSUED: January 21, 2026

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<sup>1</sup> Commission Rule 3.41(b), 16 C.F.R. § 3.41(b), provides that “upon a showing of good cause” the Commission “may order a later date for the evidentiary hearing to commence.” Commission Rule 4.3, 16 C.F.R. § 4.3, provides that the Commission, for good cause shown, may extend any time limit prescribed by Commission rules or by order of the Commission or an Administrative Law Judge.