UNITED STATES OF AMERICA BEFORE THE FEDERAL TRADE COMMISSION

))

In the matter of Evanston Northwestern Healthcare Corporation, a corporation, and ENH Medical Group, Inc.,

a corporation.

Docket No. 9315

ADE COMMISSIO

RECEIVED DOCUMENTS

JAN 5 - 2003

SECRETARY

MOTION FOR EXTENSION OF TIME TO FILE APPLICATION FOR IN CAMERA TREATMENT

Non-Party Louis A. Weiss Memorial Hospital ("Weiss"), by counsel, hereby moves for a brief extension of time for Weiss to file its Application for In Camera Treatment of documents produced pursuant to the subpoena duces tecum of Evanston Northwestern Healthcare Corporation's and ENH Medical Group, Inc.'s (collectively "Respondents") issued on April 19, 2004. In support thereof, Weiss states as follows:

1. By a letter dated December 14, 2004, the Federal Trade Commission (FTC) gave notice to Weiss that it intended to place certain documents on its exhibit list and to offer those documents into evidence at the administrative trial in this matter.

2. The notice by the FTC provided that the documents were Trial Exhibit Number CX00882 with the beginning document number as VHS-000069 and ending number VHS-000111. Weiss was not provided with a copy of the precise documents which the FTC intended to offer.

3. On January 4, 2005 one of the counsel for Weiss spoke with a counsel for the FTC concerning the documents in question and the documents were identified with specificity.

4. After a cursory review of the documents in question, it is clear that at least two of the three agreements contain confidentiality clauses.

5. Weiss must now assess whether it intends to file an Application for In Camera Treatment of these documents pursuant to 16 C.F.R. § 3.45(b).

6. This extension of time is not sought for delay, but only to provide Weiss a reasonable amount of time to evaluate and determine the nature of the documents in question; to provide Weiss a reasonable amount of time to ascertain any applicable privileges; and to allow Weiss to determine the implications of the pre-existing confidentiality clauses.

WHEREFORE, Non-Party Louis A. Weiss Memorial Hospital respectfully prays that it be granted up to and including January 14, 2005 to file its Application for In Camera Treatment.

Respectfully submitted,

LOUIS A. WEISS MEMORIAL HOSPITAL

By:

James M. Bream David L. LaPorte Kewin D. Yusman Querrey & Harrow, Ltd. 175 West Jackson Blvd. Suite 1600 Chicago, Illinois 60604 (312) 540-7000 (312) 540-0578 (fax) dlaporte@querrey.com Document #: 985944

In the matter of Evanston Northwestern Healthcare

Corporation and ENH Medical Group, Inc., et al.

Docket No.9315 (Federal Trade Commission)Our File No.:67218-JMB

CERTIFICATE OF SERVICE

I hereby certify that on January 4, 2004, a copy of the foregoing Louis A. Weiss Memorial Hospital's Motion to Extend Time To File Application For In Camera Treatment was served via regular mail on:

The Honorable Stephen J. McGuire Chief Administrative Law Judge Federal Trade Commission 600 Pennsylvania Avenue N.W. (H-106) Washington, D.C. 20580

Thomas H. Brock, Esq. Federal Trade Commission 600 Pennsylvania Avenue N.W. (H-374) Washington, D.C. 20580 Phone: (202) 326-2813 Fax: (202) 326-2884 E-mail: <u>tbrock@ftc.gov</u>

Philip M. Eisenstat, Esq. Federal Trade Commission 601 New Jersey Avenue, N.W. Room NJ-5235 Washington, D.C. 20580 Phone: (202) 326-2769 Fax: (202) 326-2286 E-mail: peisenstat@ftc.gov

Chul Pak, Esq. Assistant Director Mergers IV Federal Trade Commission 601 New Jersey Avenue, N.W. (NJ-5238) Washington, D.C. 20580 E-mail: <u>cpak@ftc.gov</u> Michael L. Sibarium, Esq. Charles B. Klein, Esq. Winston & Strawn LLP 1400 L Street, N.W. Washington, D.C. 20005-3502 Phone: (202) 371-5700 Fax: (312) 371-5950 E-mail: <u>msibarium@winston.com</u> cklein@winston.com

Duane M. Kelley, Esq. David E. Dahlquist, Esq. Winston & Strawn LLP 35 West Wacker Drive Chicago, IL 60601-9703 Phone: (312) 558-5764 (Kelley) (312) 558-5660 (Dahlquist) Fax: (312) 558-5700 E-mail: <u>dkelley@winston.com</u> <u>ddahlquist@winston.com</u>

Via Fed Ex

Donald S. Clark, Secretary Office of the Secretary Federal Trade Commission 600 Pennsylvania Avenue, NW Room H-159 Washington, D.C. 20580 (ORIGINAL +2 COPIES)