

UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
Office of Administrative Law Judges

In the Matter of)
)
)

Evanston Northwestern Healthcare Corporation,)
)

a corporation, and)
)

ENH Medical Group, Inc.,)
a corporation.)
)

Docket No. 9315
(Public Record Version)

STIPULATION REGARDING PROVIDER CONTRACTS

The Federal Trade Commission and Evanston Northwestern Healthcare Corporation (“ENH”) and ENH Medical Group, Inc. (“ENHMG”) (collectively, “Respondents”), through their respective attorneys, stipulate that:

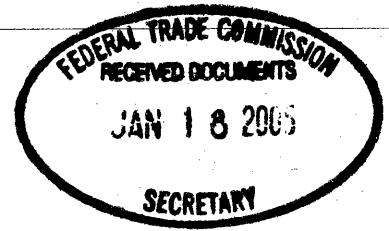
1. The parties have prepared the attached exhibits to this stipulation identifying contracts between Respondent Evanston Northwestern Healthcare Corporation (including Highland Park Hospital, Evanston Hospital and Glenbrook Hospital) and specified “Contracting Payers,” including:

Exhibit A: [REDACTED]

Exhibit B: [REDACTED]

Exhibit C: [REDACTED]

Exhibit D: [REDACTED]



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1. The parties have prepared the attached exhibits to this stipulation identifying contracts between Respondent Evanston Northwestern Healthcare Corporation (including Highland Park Hospital, Evanston Hospital and Glenbrook Hospital) and specified “Contracting Payers,” including:

Exhibit A: [REDACTED]

Exhibit B: [REDACTED]

Exhibit C: [REDACTED]

Exhibit D: [REDACTED]

Exhibit E: [REDACTED]
Exhibit F: [REDACTED]
Exhibit G: [REDACTED]
Exhibit H: [REDACTED]
Exhibit I: [REDACTED]
Exhibit J: [REDACTED]
Exhibit K: [REDACTED]
Exhibit L: [REDACTED]
Exhibit M: [REDACTED]
Exhibit N: [REDACTED]
Exhibit O: [REDACTED]

2. Respondents represent in good faith that each Exhibit listed in Paragraph 1 constitutes an index identifying the contracts, amendments to contracts, assignments of contracts, and contract terminations (collectively “Contracts”) between Respondent ENH and the specified Contracting Payer, produced by either Respondent ENH or the specified Contracting Payer during the Part 2 investigation or during this litigation; the Bates number assigned to the Contract by the Respondent ENH or the specified Contracting Payer producing the document, and the CX number and specific pages (*e.g.*, “one page” or “pages 1 to 11”) assigned to each Contract by the Federal Trade Commission, pursuant to the Court’s Scheduling Order dated March 24, 2004, *as amended*.

3. Respondents represent in good faith that, subject to the applicable footnotes, if any, on each index, each index identifies the complete set of all Contracts between Respondent ENH and the specified Contracting Payer for the delivery of health care services for the period

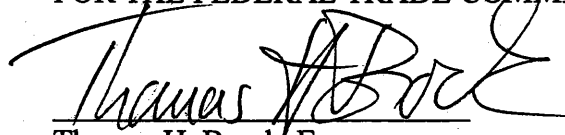
beginning on the date of the index's earliest contract between Respondent ENH and the Contracting Payer through June 1, 2004.

4. The parties stipulate that, subject to the applicable footnotes, if any, on each index, each document assigned a CX number and specific pages identified in Exhibits A through O is authentic, genuine, and a true and correct copy of a Contract between Respondent ENH and the

designated Contracting Payer, and the Contracts are admissible into evidence. As for the footnoted Contracts, Respondents do not currently intend to object, and will not, except in good faith, object, to the authenticity and the admissibility of the footnoted Contracts.

FOR THE FEDERAL TRADE COMMISSION:

Dated: 1/18/05



Thomas H. Brock, Esq.
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FOR ENH AND ENHMG:

Dated: 1/13/05



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CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing documents were served on counsel for the respondents by electronic mail and first class mail delivery:

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and delivery of two copies to:

The Honorable Stephen J. McGuire
Federal Trade Commission
600 Pennsylvania Avenue
Room 113
Washington, DC 20580

1/18/05

Date



Thomas H. Brock, Esq.
Complaint Counsel