

the reports may need to be modified and/or supplemented because discovery is ongoing, several third parties have yet to respond fully, or at all, to outstanding subpoenas and witnesses with potentially pertinent testimony to the Requests have yet to be deposed.

2. Respondents object to the Requests to the extent that they require responses greater than, beyond the requirements of, and/or at variance to the Rules. In particular,

[REDACTED]

is no limit on the number of requests for admission as to the authentication of documents, more than 50 of Complaint Counsel's prior Requests do not fall into this category. Complaint Counsel nonetheless repeatedly asks Respondents in these Requests to admit that certain documents

6. Respondents object to the Requests to the extent that they seek legal conclusions. For example, Respondents object to the Requests to the extent that they seek admissions that particular documents actually are admissible into evidence because such determinations must be made by the Court, not the parties. Complaint Counsel is really asking Respondents to admit that they will not object to the admissibility of particular documents. Such a request is not authorized under Rule 3.32 and, in any event, is premature given that the parties are in the midst of discovery and pertinent documents have not yet been produced by third parties. Accordingly, all Requests should be deemed denied to the extent that they seek an admission that a particular document is admissible into evidence. Notwithstanding this general objection and denial, Respondents ultimately may agree before trial not to object to the admissibility of certain documents generated by Respondents that came from their own files, as well as certain other documents, as part of the proposed stipulations required under the Scheduling Order entered in this litigation.

7. Respondents object to the Requests to the extent that they seek admissions as to

the authenticity of documents because discovery is ongoing and documents not yet reviewed.

REDACTED

authentic, genuine, and a true and correct copy of a contract between **REDACTED** and Highland Park, effective **REDACTED**. The contract is a business record of one or both contracting parties. The contract is admissible into evidence in this matter.

ANSWER: Subject to and notwithstanding the general objections Defendant's offer

INSUREY Subject to and notwithstanding the general objectives, Demand note refer

Complaint Counsel to the contract index attached hereto as Exhibit A.

correct copy of the complete set of the **REDACTED** contracts and amendments between **REDACTED** and Evanston Northwestern Healthcare issued from **REDACTED**. This set of exhibits is admissible into evidence in this matter.

ANSWER: Subject to and notwithstanding the general objections, Respondent's refer Complaint Counsel to the contract index attached hereto as Exhibit A.

REDACTED

REDACTED, to CX-05230. The amendment is a business record of one or both parties to the

ANSWER: Subject to and notwithstanding the general objections, Respondent's refer
Complaint Counsel to the contract index attached hereto as Exhibit A.

1779. The document attached to this Request for Admissions as Exhibit CX-05233 is
authentic, genuine, and a true and correct copy of an amendment, effective **REDACTED**, to CX-

05230. The amendment is a business record of one or both parties to the amendment. The

1782. The document attached to this Request for Admissions as Exhibit CX-05235 is authentic, genuine, and a true and correct copy of an amendment, effective **REDACTED**, to CX-05230. The amendment is a business record of one or both parties to the amendment. The amendment is admissible into evidence in this matter.

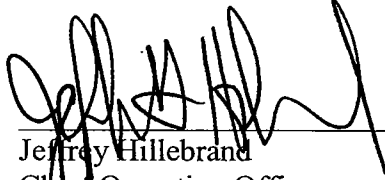
ANSWER: Subject to and notwithstanding the general objections, Respondent's refer

CONFIDENTIAL

[REDACTED]

VERIFICATION

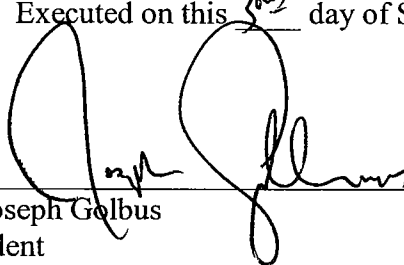
I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and recollection. Executed on this 3rd day of September, 2004.



Jeffrey Hillebrand
Chief Operating Officer
Evanston Northwestern Healthcare Corporation

I declare under penalty of perjury that the foregoing is true and correct to the best of my

knowledge and recollection. Executed on this 3rd day of September, 2004.



Dr. Joseph Golbus
President
ENH Medical Group, Inc.

Respectfully Submitted,



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CERTIFICATE OF SERVICE

I hereby certify that on September 7, 2004, a copy of the foregoing Respondents' Answers and Objections to Complaint, Counsel's Fourth Demand for Admissibility, and

Authenticity and Admissibility was served (unless otherwise indicated) by email and first class mail, postage prepaid, on:

The Honorable Stephen J. McGuire
Chief Administrative Law Judge
Federal Trade Commission
600 Pennsylvania Ave. NW (H-106)
Washington, DC 20580

REDACTED

