UNITED STATES OF AMERICA

In the matter of)
)
)
Evanston Northwestern Healthcare)

treatment of these data is appropriate. Therefore, because no individual private party – either

Exhibit Number	Type of Information
CX 3000	Product and provider data relating to ENH, Aetna, Blue Cross/Blue Shield, Cigna, Humana, United Healthcare, and the State of Illinois.
CX 3001	Product and provider data relating to ENH, Aetna, Blue Cross/Blue Shield, Cigna, Humana, United Healthcare, and the State of Illinois.

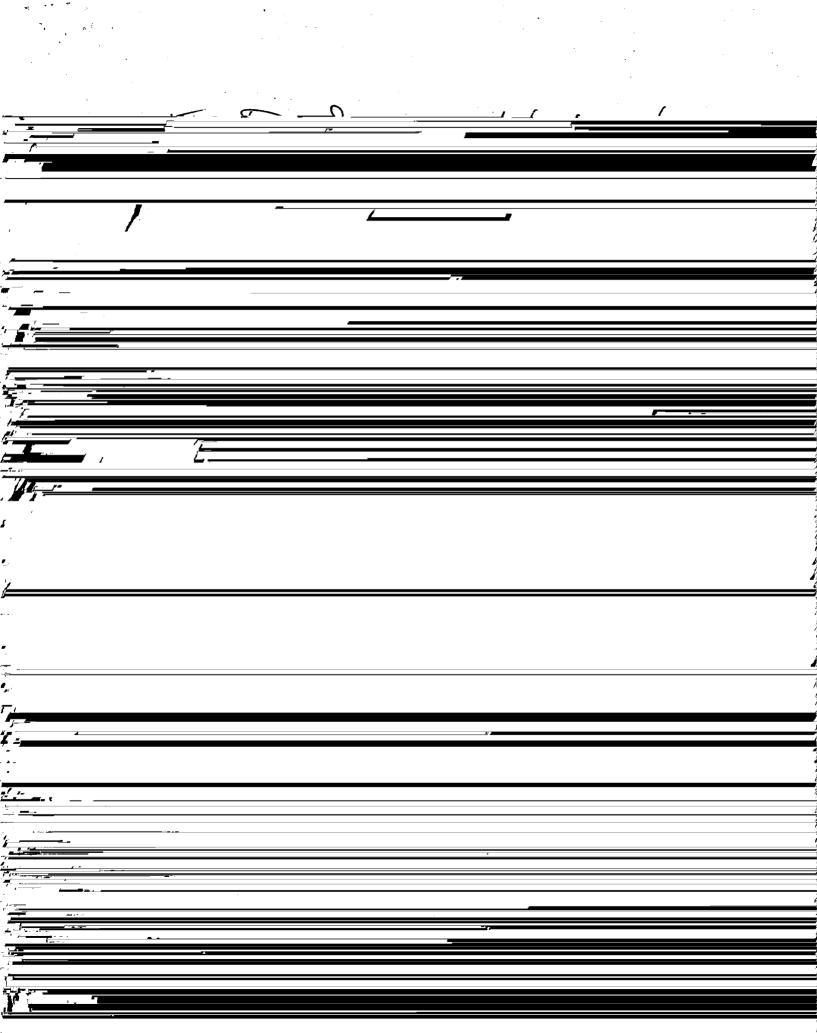| Exhibit Number	Type of Information
CX 3019	Patient discharge data collected and maintained by the IDPH relating to patients hospitalized within the State of

II. Discussion

The exhibits described in this motion warrant *in camera* treatment as provided by 16

C.F.R. § 3.45(b). Under this section, requests for *in camera* treatment must show that public

disclosure of the document in question "will result in a clearly defined serious injury to the

person or corporation whose records are involved. *H.P. Hood & Sons, Inc.*, 58 F.T.C. 1184,

1188 (1961). That showing can be made by establishing that the document is "sufficiently secret

23, 2004) (available at www.ftc.gov/os/adjpro/d9312).

Because the information that forms the basis of the files contained in exhibits CX 3000

through CX 3013 and CX 3019 is similar, if not identical, to the information receiving *in camera*

In the matter of)
)
Evanston Northwestern Healthcare)
Corporation,) Docket No. 9315
  a corporation, and)
)
ENH Medical Group, Inc.,)

)

TO: The Honorable Stephen J. McGuire
      Chief Administrative Law Judge

STIPULATION FOR DESIGNATION OF MATERIAL

Complaint Counsel and Respondents hereby agree that patient discharge data (such data

being referred to as the "Universal Data Set") supplied to Complaint Counsel by the Illinois

Department of Public Health ("IDPH") or the Illinois Health Care Cost Containment Counsel

This is to certify that a copy of the foregoing documents were hand delivered to

The Honorable Stephen J. McGuire
Chief Administrative Law Judge

600 Pennsylvania Ave., NW (H-106)
Washington, D.C. 20580

and served on counsel for the Respondents by electronic and first class mail delivery to:

Michael L. Sibarium
WINSTON & STRAWN, LLP
1400 L St., NW

Duane M. Kelley
WINSTON & STRAWN, LLP

35 West Wacker Dr.
Chicago, IL 60601-9703

Charles B. Klein
WINSTON & STRAWN, LLP

UNITED STATES OF AMERICA
BEFORE FEDERAL TRADE COMMISSION

In the matter of	)	
	)	
Evanston Northwestern Healthcare Corporation,	)))	Docket No. 9315

ENH Medical Group, Inc.,	))

	)
	)

DECLARATION OF CHRISTOPHER J. GARMON
PURSUANT TO 28 U.S.C. § 1746

I, Christoper J. Garmon, declare as follows:

1.   My name is Christopher J. Garmon. I am employed as an economist by the

Federal Trade Commission ("Commission") where my office is located at 601 New Jersey

Exhibit	Description
CX 3000	Product and provider data, including price estimates, relating to ENH, Aetna, Blue Cross/Blue Shield, Cigna, Humana, United Healthcare, and the State of Illinois.

Cross/Blue Shield, Cigna, Humana, United Healthcare, and the State of Illinois.

exhibits CX 3000 through CX 3013 from Respondent or third-parties during the course of the

investigation or during the discovery phase of the litigation pursuant to compulsory process. To

the best of my knowledge, all of the private parties asked that the data they produced not be

publicly disclosed.

4.   The data reflected in CX 3019 is data that the Federal Trade Commission obtained

from the Illinois Department of Public Health. Such data consists of patient discharge data

included on six CDs relating to patients hospitalized within the State of Illinois from 1998

In the matter of   )
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Evanston Northwestern Healthcare   )

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

Upon consideration of Complaint Counsel's Motion for In Camera Treatment of Hearing

Exhibits, it is hereby ORDERED that Complaint Counsel's motion is GRANTED for Exhibits

CERTIFICATE OF SERVICE