

ORIGINAL

UNITED STATES OF AMERICA  
BEFORE THE FEDERAL TRADE COMMISSION

FEDERAL TRADE COMMISSION

[REDACTED]

trial for Complaint Counsel. Finally, the Economic Professors' brief merely advances views that have previously been offered by the MCOs and Complaint Counsel. The issue

been decided by the Commission. The public interest will therefore not be served by considering the perspectives enunciated in the Economic Professors' brief.

under the title Indeed Five concrete independent parties filed various briefs in support

[REDACTED]

SENTE<sup>1</sup> Complaint Counsel filed their Answering and Cross Appeal Brief on February

[REDACTED]

Since the submission of the Economic Professors is nearly two years after the

Economic Professors have failed to show any cause or explanation why their submission

Professor David Dranove's failure to disclose that he previously performed an analysis of this merger on behalf of an MCO with a direct interest in this proceeding

submitting their *amicus* brief. At a minimum, the Dranove report demonstrates that the Economic Professors were well aware of this merger in 2004 and further highlights their failure to provide justification for the delinquency of their submission.

**III. The Public Interest Will Not Benefit From Consideration Of The Economic Professors' Amicus Brief**

The Economic Professors' submission will not benefit the public interest because it contains views already advanced by parties to this litigation and does not contain reliable information to support its conclusions. The Economic Professors' *amicus* brief

Conclusion

The Economic Professors' Motion for Leave to file an *amicus* brief is untimely and improper because it fails to disclose the true interest of the Economic Professors. For these reasons, the submission of the Economic Professors will not and does not benefit the public interest and should therefore be denied.

October 22, 2007

Respectfully submitted,

*David C. Bell*

UNITED STATES OF AMERICA  
BEFORE THE FEDERAL TRADE COMMISSION

COMMISSIONERS: Deborah Platt Majoras, Chairman  
Pamela Jones Harbour

William E. Kovacic  
J. Thomas Rosch

In the matter of

)  
)  
) Docket No. 9315  
)

Corporation,

)  
) PUBLIC  
)  
)

ENH Medical Group, Inc.,  
a corporation

ORDER

FORM NO. 301 (7-1-77)  
7/79 SS 1001000  
GPO : 1979 O-274-1000

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing document was served by delivering

[REDACTED]

[REDACTED]

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(Public Version Only)  
David Dranove



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October 22, 2007

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October 22, 2007  
Page 2

cc:

*Via e-mail and first class mail, postage pre-paid*

Thomas H. Brock *with enclosure of both motions*

Federal Trade Commission

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*David Dranove*

*with enclosure of public version of motion*

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