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UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION

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In the matter of)
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Carilion Clinic) Docket No. 9338
a corporation.)
) PUBLIC
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AMENDED JOINT MOTION TO WITHDRAW MATTER FROM ADJUDICATIONI

Complaint Counsel jointly moves with Respondent, Carilion Clinic, pursuant to Rule

3.2S(b) of the Commission's Rules of Practice, to withdraw this matter from adjudication for the

purpose of considering the attached proposed consent agreement. Specifically, we respectfully

request that the matter be withdrawn from adjudication for 30 days, after which tiII).e the matter

would revert to Part III adjudicative status unless a settlement has been approved by the

Commission or an extension of such time period has been authorized by the Commission.

The proposed consent agreement contemplates a remedy that completely restores the

competition that was alleged to have been eliminated by the acquisition. As a result, Complaint

Counsel and Respondent agree that there now exists a "reasonable possibility of settlement," and

further move, pursuant to Rule 3.2S(c) ofthe Commission's Rules ofPractice, that the

I This amended motion is filed to replace the Proposed Order Granting Complaint
Counsel and Respondent's Joint Motion for Withdraw From Adjudication, filed on August 6, 2009.

Administrative Law Judge certify this motion and the proposed agreement to the Commission.

Dated: August 7, 2009
Respectfully submitted,

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Jeffrey H.

UNITED STATES OF AMERICA  BEFORE THE FEDERAL TRADE COMMISSION 

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In the matter of)
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Carilion Clinic) Docket No. 9338
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[PROPOSED] ORDER GRANTING COMPLAINT COUNSEL AND RESPONDENT'S JOINT MOTION FOR WITHDRAWAL FROM ADJUDICATION

Complaint Counsel and Respondent having jointly moved that this matter be withdrawn
from adjudication because there is a reasonable possibility of a settlement; Respondent having proposed a consent agreement that contemplates a remedy that completely restores the competition that was alleged to have been eliminated by the acquisition, and the Commission having been satisfied that there is a likelihood of settlement of this matter in its entirety;

IT IS ORDERED, pursuant to Rule 3.25(d) ofthe Commission's Rules ofPractice, 16 C.F.R. § 3.25(d), that this matter in its entirety is hereby withdrawn from adjudication for 30 days, and absent another order by the Commission will revert to Part 3 adjudicative status after 30 days, and that all proceedings before the Administrative Law Judge are hereby stayed pending a determination by the Commission with respect to the proposed Consent Agreement, pursuanto Rule 3.25(f), 16 C.F.R § 3.25(f); and

IT IS FURTHER ORDERED, pursuant to Rule 3.25(b) of the Commission's Rules of Practice, 16 C.F.R. § 3.25(b), that the proposed Consent Agreement shall not be placed on the public record unless and until it is accepted by the Commission.

By the Commission.

Donald S. Clark
Secretary
Issued:

CERTIFICATE OF SERVICE

I certifY that on August 7, 2009, I filed via hand and electronic mail delivery an original
and two copies of the foregoing Amended Joint Motion to Withdraw Matter From Adjudication with:

Donald S. Clark, Secretary
Federal Trade Commission
600 Pennsylvania Avenue, N.W. Washington, D.C. 20580

I also certifY that on August 7, 2009, I delivered via hand delivery two copies ofthe foregoing Amended Joint Motion to Withdraw Matter From Adjudication to:

The Honorable D. Michael Chappell Chief