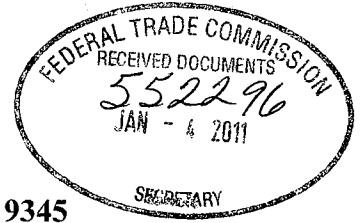


UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION



In the Matter of)
)

LABORATORY CORPORATION OF)
AMERICA, et al.,)

Respondents.)
_____)

Docket No. 9345

PUBLIC

**COMPLAINT COUNSEL'S OPPOSITION TO
RESPONDENTS' MOTION TO SET HEARING LOCATION**

Pursuant to the Commission's Rules of Practice, 16 C.F.R. Part 3.41, et al.,

Counsel hereby submits its opposition to Respondents' motion, pursuant to Rule 3.41, 16 C.F.R. § 3.41, to set the hearing in the above-captioned matter, in part, in California. Respondents' motion is fundamentally premature, as it comes during the early stages of discovery, before the parties have fully developed the record or determined their witness lists. In addition, it appears that holding numerous hearing days in California would likely be substantially more expensive for the Commission than holding the hearing exclusively, or primarily, at the Commission in Washington, D.C.

As an initial matter, it is simply too early to evaluate whether holding significant parts of

In the absence of better information on the sources and nature of trial testimony, which will be preliminarily revealed after the deadline described above. Commission C

oppose Respondents' motion. An initial rough estimate by the Commission suggests that

Commission opposes Respondents' motion at this time.

Dated: January 4, 2011

Respectfully submitted,



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.pdf copy via electronic mail delivery that is a true and correct copy of the paper original of the foregoing **Opposition to Respondents' Motion to Set Hearing Location** with:

Donald S. Clark
Secretary