## UNITED STATES OF AMERICA FEDERAL TRADE COMMISSION OFFICE OF ADMINISTRATIVE LAW JUDGES



| In the Matter of                     | )                      |
|--------------------------------------|------------------------|
| NORTH TEXAS SPECIALTY<br>PHYSICIANS, | ) Docket No. 9312<br>) |
| a corporation.                       | )<br>)<br>)            |

## ORDER ON NON-PARTY AETNA HEALTH INC.'S MOTION FOR IN CAMERA TREATMENT

On April 12, 2004, non-party Aetna Health Inc. ("Aetna") filed its motion for *in camera* treatment of certain potential hearing exhibits identified by North Texas Specialty Physicians and Complaint Counsel, certain deposition testimony and certain potential hearing testimony. By Order dated April 23, 2004 issued concurrently, Aetna's motion is GRANTED. It is ORDERED that the following documents and information therein shall be accorded *in camera* treatment for the periods of time indicated below:

| Document Number(s)  | Period of time <i>in</i> camera treatment granted |
|---|---|
| FTC-NTSP-AETNA-001733-34 (AE 000001375-76) [CX0516-040-041]; also at FTC-NTSP-AETNA-00005-6 (AE 000001349-50) [CX0594-004-005]; also at CX0623- 001-002; also at FTC-NTSP-AETNA-001567-68 [CX0624- 001-002 & RX2558]; also at FTC-NTSP-AETNA 001570-71 [CX0625-001-002] | 3 years   |
| FTC-NTSP-AETNA-001747-48 (AE 000001388-89)<br>[CX0516-054-055 & RX2317]; also at CX0638-002; also at AE000001539; also at AE000001541; part of RX2568   | 3 years   |
| FTC-NTSP-AETNA-001774 (AE 000001415) [CX0516-081];also at CX0642-010; also at FTC-NTSP-AETNA000053 (AE 000001397) [CX0644-25] & part of RX2343  | 3 years   |

| Document Number(s)  | Period of time <i>in</i> camera treatment granted |
|---|---|
| FTC-NTSP-AETNA-001776 (AE 000001416) [CX0516-083 & part of RX2321]; also at FTC-NTSP-AETNA 000008 (AE 000001352) [CX0647-001); also at CX0594-007; part of RX2321 &2305 | 3 years   |
| FTC-NTSP-AETNA-001795 (AE 000001435) [CX0516-102 & part of RX2321]; also at FTC-NTSP-AETNA000027 (AE 000001371) (CX0528-018), part of RX2310; also at CX0608-005        | 3 years   |
| FTC-NTSP-AETNA-001798 (AE 000001437) [CX0516-105 & part of RX2322]  | 3 years   |
| FTC-NTSP-AETNA-001828 (AE 000001466) [CX0516-135 & part of RX315]   | 3 years   |
| FTC-NTSP-AETNA-000186-90 (AE 00000032-36) [CX0532-002-006 & part of RX322]  | 3 years   |
| AE 000001543-44 [part of RX2568]  | 3 years   |
| AE 000001466-1473 (RX315 & one page of this document is also identified as CX0516-135)  | 3 years   |
| AE 000001545-46 [part of RX325]   | 3 years   |
| AE 000001574 [part of RX325]  | 3 years   |
| AE 000001575 [part of RX325]  | 3 years   |
| AE 000001576 [part of RX325]  | 3 years   |
| AE 000001577 [part of RX325]  | 3 years   |
| FTC-NTSP-AETNA001644 [part of RX320]  | 3 years   |
| FTC-NTSP-AETNA001689-93 [Part of RX320]   | 3 years   |

| Document Number(s)  | Period of time in camera treatment granted |
|---|--|
| FTC-NTSP-AETNA 000160 (AE 000000006) [RX2360]   | Indefinite                                 |
| FTC-NTSP-AETNA 000285 (AE 000000131) [part of RX2378 & part of 3-page document FTC-NTSP-AETNA 000283-285] | Indefinite                                 |
| FTC-NTSP-AETNA 001246-1247 (AE 000001090-1091)<br>[RX2516]  | Indefinite                                 |
| CX 0539-001-004; FTC-NTSP-AETNA 001287-1290 (AE   | Indefinite                                 |

| Document Number(s)  | Period of time <i>in camera</i> treatment granted |
|---|---|
| 000001151-1154)   |   |
| CX0644-0026 & part of RX2343; FTC-NTSP-AETNA 00054 (AE 000001398) & AE00001375 (FTC-NTSP-AETNA 0000031) | Indefinite  |

| Deponent   | Page Number(s)   | Period of time in camera treatment granted |
|--|--|--|
| David M. Roberts  "Confidential" volume of testimony | p. 2, line 20—p. 11, line 13<br>p. 31, line – p. 37<br>(and Depo Ex. 3114)     | 3 years                                    |
|  | p. 26, line 7– p. 30, line 17 (and Depo. Ex. 3119)                             | 3 years                                    |
|  |  |  |
| Chris Jagmin, M.D.                                   | p. 8, line 1—12, line 8<br>p. 13, line 23—p.14, line14<br>(and Depo. Ex. 4000) | 3 years                                    |
|  | p. 15, line 3—p. 29, line 20 (and Depo. Ex. 4002)                              | 3 years                                    |
|  | p. 44, line 23—p. 55, line 17 (and Depo. Ex. 4003)                             | 3 years                                    |
| ·  | p.142, lines 9-21  | 3 years                                    |
|  | p. 182, line 12—184, p. 22   | 3 years                                    |

For all documents granted *in camera* treatment for a period of three years, the expiration date for *in camera* treatment is May 1, 2007.

ORDERED:

D. Michael Chappell
Administrative Law Judge

Date: April 23, 2004