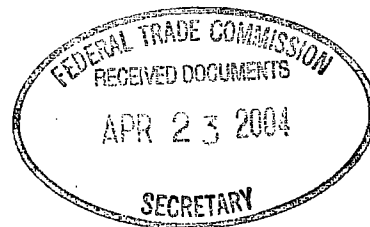


**UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
OFFICE OF ADMINISTRATIVE LAW JUDGES**



In the Matter of

**NORTH TEXAS SPECIALTY
PHYSICIANS,**

a corporation.

Docket No. 9312

**ORDER ON NON-PARTY CIGNA'S
MOTION FOR *IN CAMERA* TREATMENT**

On April 14, 2004, non-party CIGNA Healthcare of Texas, Inc. ("CIGNA") filed its motion for *in camera* treatment of certain potential hearing exhibits identified by North Texas Specialty Physicians and Complaint Counsel. By Order dated April 23, 2004 issued concurrently, CIGNA's motion is GRANTED. It is ORDERED that the following documents and information therein shall be accorded *in camera* treatment for three years, to expire May 1, 2007.

Proposed Exhibit No.	Bates Number FTC-NTSP- CIGNA	Date	Description of Category One Documents
RX2773	000439-000440	10/6/2000	Letter to Bird (CIGNA) from Palmisano (NTSP) discussing cardiology dispute and containing current, competitive fee, rate and reimbursement data.
RX2774	000441-000442	10/16/2000	Letter to Bird (CIGNA) from Palmisano (NTSP) discussing cardiology dispute and containing current, competitive fee, rate and reimbursement data.
CX0788	000451-000452	10/16/2000	Letter to Bird (CIGNA) from Palmisano (NTSP) discussing cardiology dispute and containing current, competitive fee, rate and reimbursement data.
CX0788 RX2776	000456	11/28/2000	Letter to Palmisano (NTSP) from Bird (CIGNA) discussing cardiology dispute and containing prospective fee, rate and reimbursement data.

Proposed Exhibit No.	Bates Number FTC-NTSP-CIGNA	Date	Description of Category Two Documents
RX2754	000113-00147	1/27/2000	Executed Amendment to Letter of Agreement between NTSP and CIGNA containing confidential, current, highly competitive rate, fee and reimbursement data.
CX0773	000391-000433	10/28/1999	Executed governing Addendum and Letter of Agreement between CIGNA and NTSP for the provision of medical services to CIGNA's patients containing confidential, current, highly competitive rate, fee and reimbursement data.
RX2767			
CX0788	000455	5/3/2000	Executed Addendum to Letter of Agreement between NTSP and CIGNA containing confidential, current, highly competitive rate, fee and reimbursement data.
CX0809	000617-000641	8/10/2001	Executed Third Amendment to Letter Agreement between NTSP and CIGNA with Exhibits attached containing confidential current, competitive rate, fee and reimbursement data.
RX2821			
CX0771	001472, 001477-001514	5/3/2000	Executed Addendum and Letter of Agreement between NTSP and CIGNA containing confidential, current, highly-competitive rate, fee and reimbursement data.

Proposed Exhibit No.	Bates Number FTC-NTSP-CIGNA	Date	Description of Category Three Documents
RX2758	000289-000292	5/17/1999	Internal, highly confidential spreadsheet analysis listing current rate, fee and reimbursement data pertaining to CIGNA contracted providers, including NTSP.
RX2763	000343	Undated	Handwritten notes reflecting discussion with NTSP on rate, fee and reimbursement information.
RX2767	000394	Undated	Internal document describing highly confidential claim adjudication processes and payment formulas.
CX0779	000437-000438	9/22/2000	Highly confidential, strategic spreadsheet analysis detailing CIGNA's options in the event of a NTSP termination, and listing status of CIGNA contracted physicians.
RX2783	000472-000473	Post 2000	Internal, highly confidential analysis listing current rate, fee and reimbursement data pertaining to CIGNA contracted providers, including NTSP.
RX2784	000474-000477	2000	Internal, highly confidential capitation analysis containing rate, fee and reimbursement data pertaining to NTSP.
RX2787	000480	Undated	Internal, highly confidential capitation formulas listing current rate, fee and reimbursement data pertaining to CIGNA contracted providers.
RX2801	000507-000509	2/28/2001	Internal, highly confidential spreadsheet analysis listing current rate, fee and reimbursement data pertaining to CIGNA contracted providers.
RX2815 & RX2816	000544-000545	Undated	Internal, highly confidential spreadsheet analysis listing current rate, fee and reimbursement data pertaining to CIGNA contracted providers, including NTSP.
CX0814	000549-000553	8/27/2001	Reports analyzing potential cost impact of individually contracted providers Opt-In to NTSP contract and containing current rate, fee and reimbursement data.
RX2819 & RX2820			
RX2821	000615-000616	9/27/2001	Internal, highly confidential spreadsheet analysis listing current rate, fee and reimbursement data pertaining to CIGNA contracted providers, including NTSP.

RX2822	000652	8/28/2001	Internal report analyzing potential cost impact of individually contracted specialists Opt-In to NTSP contract and includes rates and comparisons to other contracted providers.
RX2823	000658-000675	9/19/2001	Internal spreadsheet analysis reflecting detailed comparisons of NTSP physicians relating to participation and other providers.
RX2823	000676-000682	9/27/2001	Internal analysis with handwritten notes and spreadsheets containing current rate, fee and reimbursement data and relating to other contracted providers, including NTSP.
RX2829 & RX2830	000853-000878	Undated	Internal report analyzing potential cost impact of individually contracted providers Opt-In to NTSP contract.
CX0790	000884-000885	12/11/2000	Handwritten notes containing confidential current rate, fee and reimbursement data and formulas.
CX0786	000887	11/17/2000	Internal CIGNA proposed fee schedule analysis containing current, confidential rate, fee and reimbursement data and formulas.
RX2838	000907-000908	9/22/2000	Highly confidential, strategic spreadsheet analysis detailing CIGNA's options in the event of a NTSP termination, and listing status of CIGNA contracted physicians.
RX2839	000914-000931	9/19/2001	Internal spreadsheet analysis reflecting detailed comparisons of NTSP physicians relating to participation and other providers.
RX2840 - RX2844	000932-000937	9/27/2001	Internal analysis with handwritten notes and spreadsheets containing current rate, fee and reimbursement data and relating to other contracted providers, including NTSP.
RX2861 - RX2863	001001-001003	2/28/2001	Internal, highly confidential spreadsheet analysis listing current rate, fee and reimbursement data pertaining to CIGNA contracted providers.
RX2871	001020	Undated	Internal, highly confidential capitation formulas listing current rate, fee and reimbursement data pertaining to CIGNA contracted providers.
RX2873	001024	6/11/1999	Internal, highly confidential spreadsheet analysis listing current rate, fee and reimbursement data pertaining to CIGNA contracted providers, including NTSP.
RX2876	001049	Undated	Internal, highly confidential spreadsheet analysis listing current rate, fee and reimbursement data pertaining to CIGNA contracted providers, including NTSP.
RX2877	001050-001052	5/17/1999	Internal, highly confidential spreadsheet analysis

			listing current rate, fee and reimbursement data pertaining to CIGNA contracted providers.
RX2886	001233	10/19/1999	Internal, highly confidential spreadsheet analysis listing current rate, fee and reimbursement data pertaining to CIGNA contracted providers.
RX2887	001239	9/30/1999	Internal, highly confidential spreadsheet analysis listing current rate, fee and reimbursement data pertaining to CIGNA contracted providers, including NTSP.
RX2887	001242-001317	8/6/1999	Internal report documenting summary comments reflecting comparisons of various fee schedules and provider contracts.
RX2890	001327-001328	1999	Internal, highly confidential spreadsheet analysis listing current rate, fee and reimbursement data pertaining to CIGNA contracted providers.
RX2893	001331	10/12/1999	Internal, highly confidential spreadsheet analysis listing current rate, fee and reimbursement data pertaining to NTSP only.
RX2894	001332	Undated	Report analyzing potential cost of shifting NTSP to alternate fee schedule, including confidential current fee, rate and reimbursement data.
RX2895	001339-001346	6/11/1999	Internal, highly confidential spreadsheet analysis listing current and historical rate, fee and reimbursement data pertaining to CIGNA contracted providers, including NTSP.
RX2895	001347-001349	1/1/1999	Internal, highly confidential spreadsheet analysis listing rate, fee and reimbursement data pertaining to CIGNA contracted providers.
RX2895	001350-001351	Undated	Internal, highly confidential spreadsheet analysis listing current and historical rate, fee and reimbursement data pertaining to CIGNA contracted providers.
RX2895	001352	Post 2000	Internal, highly confidential handwritten analysis listing current rate, fee and reimbursement data pertaining to CIGNA contracted providers.
RX2906	001457-001463	8/2001	Internal, highly confidential spreadsheet analysis listing current rate, fee and reimbursement data pertaining to CIGNA contracted providers, including NTSP and analyzing potential cost impact of individually contracted providers Opt-In to NTSP contract.
CX0808	001531	8/13/2001	Internal checklist containing handwritten notes reflecting current rate, fee and reimbursement data for claim payment system.
RX2907 & RX2908	001557-001558	9/27/2001	Reports analyzing potential cost impact of individually contracted providers Opt-In to

			NTSP contract and containing current rate, fee and reimbursement data.
RX2909	001559-001563	8/27/2001	Reports analyzing potential cost impact of individually contracted providers Opt-In to NTSP contract and containing current rate, fee and reimbursement data.
RX2912	001579	9/6/2001	Internal, highly confidential spreadsheet analysis listing current rate, fee and reimbursement data pertaining to CIGNA contracted providers, including NTSP and analyzing potential cost impact of individually contracted providers Opt-In to NTSP contract.
CX0753 & CX0754	001632A, 001633-001639, 1670	12/22/2003	Letter from T. Singer (counsel for CIGNA) to S. Raitt (FTC) transmitting highly confidential attached spreadsheet analysis containing confidential, competitive rate, fee and reimbursement information.
RX2745			
CX0755	001671-001990	1/12/2004	Comprehensive, highly confidential listing provided to the FTC of NTSP reimbursement rates and fees for services performed.
RX2748- RX2749 & RX2922			
RX2751 & RX2924	001991-002139	1/12/2004	Comprehensive, highly confidential listing of HMO rates, fee, and reimbursement information for North Texas.
RX2925	001995-001999	7/28/2003	Internal, confidential company policies concerning physician accessibility and availability standards.

Proposed Exhibit No.	Bates Number FTC-NTSP-CIGNA	Date	Description of Supplemental Documents
RX2924	001992-001994	1/2003	Internal, confidential company analysis concerning compliance with physician accessibility and availability standards.
CX0750	002140	2/20/2004	Internal, highly confidential spreadsheet analysis listing comparison of relative performance of North Texas Provider Groups.

Proposed Exhibit No.	Bates Number FTC-NTSP- CIGNA	Date	Description of Category Four Documents
RX2779	000461-000463	12/1/2001	Email from Bird (CIGNA) to Palmisano (NTSP) with other emails attached, concerning negotiations of material terms of certain inter-company agreements and including confidential, competitive rate, fee and reimbursement information.
CX0799	000491-000492	6/7/2001	Email correspondence between CIGNA and NTSP discussing confidential, competitive reimbursements and rate information.
RX2792			
CX0797	000499-000500	7/10/2001	Email from Bird (CIGNA) to Palmisano (NTSP) with other emails attached, concerning material terms of certain inter-company agreements and including confidential, competitive rate, fee and reimbursement data.
RX2796			
RX2803	000513-000514	7/6/2001	Email from Palmisano (NTSP) to Bird (CIGNA) with other emails attached, concerning negotiations towards amendment to Letter Agreement and including confidential, competitive rate, fee and reimbursement data.
CX0807	000517-000518	8/8/2001	Email from Bird (CIGNA) to Palmisano (NTSP) with other emails attached, concerning negotiations towards amendment to Letter Agreement and including confidential, competitive rate, fee and reimbursement data.
RX2805			
RX2809	000527-000528	7/18/2001	Email from Palmisano (NTSP) to Bird (CIGNA) concerning negotiations towards amendment to Letter Agreement and including confidential, competitive rate, fee and reimbursement information.
RX2812	000534-000535	7/26/2001	Email from Palmisano (NTSP) to Bird (CIGNA) with other emails attached and concerning negotiations towards amendment to Letter Agreement and including confidential, competitive rate, fee and reimbursement information.
RX2814	000541-000542	8/3/2001	Email from Bird (CIGNA) to Palmisano (NTSP) with other emails attached, concerning negotiations towards amendment to Letter Agreement and including confidential, competitive rate, fee and reimbursement data.
RX2821	000575-000576	8/8/2001	Email from Bird (CIGNA) to Palmisano (NTSP)

			with other emails attached, concerning negotiations towards amendment to Letter Agreement and including confidential, competitive rate, fee and reimbursement data.
CX0816	000642-000647	9/11/2001	Email from Palmisano (NTSP) to Bird (CIGNA) with other emails following with an attachment, concerning doctor participation and including confidential, competitive rate, fee and reimbursement information.
RX2822			
CX0790	000881-000883	12/1/2000	Email from Grizzle (CIGNA) to Palmisano (NTSP) with other emails attached, concerning negotiations towards amendment to Letter Agreement and including confidential, competitive rate, fee and reimbursement information.
RX2831			
RX2845	000953-000954	6/26/2001	Email from Lancaster (CIGNA) to Palmisano (NTSP) transmitting a confidential document discussing CIGNA capitation and reimbursement policies.
CX0764	001324	10/15/1999	Email from Grizzle (CIGNA) to Palmisano (NTSP) concerning negotiations towards Letter Agreement and including confidential, current, competitive rate, fee and reimbursement data.
CX0763	001435	6/5/1999	Internal email from Grizzle (CIGNA) to Woodell (CIGNA) concerning negotiations towards Letter Agreement and including confidential, competitive rate, fee and reimbursement data.
RX2903			
CX0763	001437	6/4/1999	Internal email from Woodell (CIGNA) to Grizzle (CIGNA) concerning confidential recommendations for negotiating positions and containing competitive rate data.
RX2903			
CX0795	001598	5/30/2001	Email from Palmisano (NTSP) to Bird (CIGNA) concerning future agreements and including confidential, competitive rate, fee and reimbursement information.
RX2916			
CX0795	001599	8/6/2001	Email from Palmisano (NTSP) to Bird (CIGNA) with other emails attached concerning Amendment to Letter Agreement and including confidential, competitive rate, fee and reimbursement information.
RX2916			
RX2916	001601	5/30/2001	Email from Palmisano (NTSP) to Bird (CIGNA) concerning future agreements and including confidential, competitive rate, fee and reimbursement information.

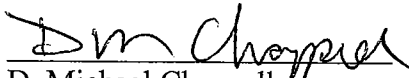
RX2916	001602	8/6/2001	Email from Palmisano (NTSP) to Bird (CIGNA) with other emails attached concerning Amendment to Letter Agreement and including confidential, competitive rate, fee and reimbursement information.
CX0805	001608-001609	7/26/2001	Email from Palmisano (NTSP) to Bird (CIGNA) with other emails attached and concerning negotiations towards amendment to Letter Agreement and including confidential, competitive rate, fee and reimbursement information.

Proposed Exhibit No.	Bates Number FTC-NTSP- CIGNA	Date	Description of Category Five Documents
RX2758	000279-000283	6/17/1999	Draft term sheet agreement between NTSP and CIGNA containing highly confidential capitation and reimbursement rates for CIGNA providers in both typed and handwritten form.
RX2760	000305-000306	10/28/1999	Draft letter agreement between NTSP and CIGNA containing confidential, competitive rate, fee and reimbursement information.
CX0782	000346-000387	10/22/1999	Letter from R. Grizzle (CIGNA) to Van Wagner (NTSP) enclosing draft of proposed letter agreement containing confidential, competitive rate, fee and reimbursement information.
RX2764			
RX2794	000495	6/22/2001	Draft agreement between CIGNA and NTSP containing typed and handwritten text evidencing current rate, fee and reimbursement information as well as calculations and formulas re same.
CX0803	000502-000506	7/5/2001	Draft Exhibits to proposed agreements containing typed and handwritten text evidencing rate, fee and reimbursement information as well as calculations and formulas re same.
RX2797 - RX2800			
RX2801 & RX2802	000511-000512	7/5/2001	Draft Exhibits to proposed agreements containing typed and handwritten text evidencing rate, fee and reimbursement information as well as calculations and formulas re same.
CX0751	000519-000520	7/5/2001	Draft Exhibits to proposed agreements containing typed and handwritten text

RX2806			evidencing rate, fee and reimbursement data as well as calculations and formulas re same.
CX0751	000521-000528	9/1/2001	Unexecuted Second Amendment to Letter Agreement with Exhibits attached containing confidential, competitive rate, fee and reimbursement data.
RX2808 & RX2809			
RX2811	000533	Undated	Draft Exhibit to proposed agreements containing rate, fee and reimbursement data as well as calculations and formulas re same.
RX2818	000548	8/14/2001	Draft Exhibit to proposed agreements containing typed and handwritten text evidencing rate, fee and reimbursement information as well as calculations and formulas re same.
RX2821	000554-000574	8/8/2001	Unexecuted Second Amendment to Letter Agreement with Exhibits attached containing confidential, competitive rate, fee and reimbursement data.
RX2821	000577-000597	8/8/2001	Unexecuted Second Amendment to Letter Agreement with Exhibits attached containing confidential, competitive rate, fee and reimbursement data.
RX2821	000598-000600	9/1/2001	Unexecuted Second Amendment to Letter Agreement containing current, competitive rate, fee and reimbursement information.
RX2821	000601-000605	9/1/2001	Unexecuted Second Amendment to Letter Agreement with Exhibits attached containing current, competitive rate, fee and reimbursement information.
RX2821	000606-000611	7/25/2001	Unexecuted Second Amendment to Letter Agreement with Exhibits attached containing current, competitive rate, fee and reimbursement information.
RX2821	000612-000614	9/1/2001	Unexecuted Second Amendment to Letter Agreement containing current, competitive rate, fee and reimbursement information.
CX0804	000951	6/22/2001	Draft agreement between CIGNA and NTSP containing typed and handwritten text evidencing current rate, fee and reimbursement information as well as calculations and formulas re same.
RX2850	000980	7/5/2001	Draft exhibit with handwritten comments from unexecuted Second Amendment to Letter Agreement containing current, competitive rate, fee and reimbursement information.

RX2856	000995	7/5/2001	Draft exhibit with handwritten comments from unexecuted Second Amendment to Letter Agreement containing confidential, competitive rate, fee and reimbursement information.
RX2858	000997	7/5/2001	Draft Exhibit to proposed agreements evidencing current rate, fee and reimbursement data as well as calculations and formulas re same.
RX2889	001325	10/19/1999	Draft Addendum to Letter Agreement containing confidential, competitive rate, fee and reimbursement information.
RX2899	001367-001413	11/1/1997	Draft agreement among NTSP and CIGNA containing current, confidential rate, fee and reimbursement data relating to other CIGNA contracted providers.
RX2900 - RX2902	001421-001433	1999	Draft term sheet agreement between NTSP and CIGNA containing highly confidential capitation and reimbursement rates in both typed and handwritten form.
CX0805	001610-001614	8/1/2001	Draft Second Amendment with draft exhibits between CIGNA and NTSP containing confidential, competitive rate, fee and reimbursement information.

ORDERED:


D. Michael Chappell
Administrative Law Judge

Date: April 23, 2004