

UNITED STATES OF AMERICA
BEFORE FEDERAL TRADE COMMISSION

IN THE MATTER OF

NORTH TEXAS SPECIALTY PHYSICIANS,
A CORPORATION.

Docket No. 9312

NORTH TEXAS SPECIALTY PHYSICIANS' RESPONSE TO NON-PARTY CIGNA HEALTHCARE OF TEXAS, INC.'S MOTION FOR *IN CAMERA* TREATMENT OF CERTAIN HIGHLY CONFIDENTIAL DOCUMENTS USED AT TRIAL

Respondent North Texas Specialty Physicians ("NTSP") files this response to Cigna HealthCare of Texas, Inc.'s motion for *in camera* treatment of certain documents used at the hearing of this matter and would show the Court as follows.

At the beginning of this adjudicative proceeding, and at the request of Cigna, counsel for NTSP and Complaint Counsel provided Cigna with copies of documents that were produced by parties other than Cigna. Cigna had requested these documents because it believed that the documents may contain confidential information from Cigna that was deserving of *in camera* treatment. Each of these documents was admitted as an exhibit at the hearing.

Cigna has reviewed those documents and now seeks *in camera* treatment for some of them. NTSP defers to the Court to determine whether the documents qualify for *in camera* treatment under existing authority.

Out of an abundance of caution, however, NTSP files this response to ensure that any order of the Court concerning the treatment of these documents does not affect the ability of the producing party to use these documents while conducting its business activities. Each of these documents for which *in camera* treatment is sought, except for RX 20, were produced by parties

other than Cigna. As such, NTSP requests that any order granting *in camera* treatment to such documents does not affect the producing party's use of its own documents.

Respectfully submitted,

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**ATTORNEYS FOR NORTH TEXAS
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CERTIFICATE OF SERVICE

I, Gregory D. Binns, hereby certify that on June 26, 2004, I caused a copy of the foregoing to be served upon the following persons:

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