

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

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In the matter of )	
)	
<b>Evanston Northwestern Healthcare</b> )	
<b>Corporation,</b> )	Docket No. 9315
a corporation, and )	
)	<b>Public Record</b>
<b>ENH Medical Group, Inc.,</b> )	
a corporation. )	
_____ )	

**RESPONDENTS' EIGHTH REQUESTS FOR ADMISSIONS  
CONCERNING AUTHENTICITY AND ADMISSIBILITY**

Pursuant to the Federal Trade Commission's Rules of Practice ("Rules"), 16 C.F.R. § 3.32, and the Scheduling Orders entered in this action, Respondents Evanston Northwestern Healthcare Corporation ("ENH") and ENH Medical Group, Inc. ("ENH Medical Group") hereby request that Complaint Counsel answer the following requests for admissions concerning authenticity and admissibility within 20 days of service of this request, in accordance with the Definitions set forth below.

**DEFINITIONS**

A. The term "document" includes, without limitation, writings, drawings, graphs, charts, handwritten notes, film, photographs, audio and video recordings and any such representations stored on a computer, a computer disk, CD-ROM, magnetic or electronic tape, or any other means of electronic storage, and other compilations from which information can be obtained in machine-readable form (translated, if necessary, into reasonably usable form by the person subject to the subpoena). The term "documents" includes electronic mail and drafts of documents, copies of documents that are not identical duplicates of the originals, and copies of documents the originals of which are not in your possession, custody or control.

B. The term "ENH" means Evanston Northwestern Healthcare Corporation (including Evanston Hospital, Glenbrook Hospital, and Highland Park Hospital), its parents, predecessors, divisions, subsidiaries, affiliates, partnerships and joint ventures, and all directors, officers, employees, agents, and representatives of the foregoing. The terms "subsidiary," "affiliate" and "joint venture" refer to any person in which there is partial (25 percent or more) or total ownership or control between ENH and any other person.

C. The term "Highland Park" means Highland Park Hospital, its parents, predecessors, divisions, subsidiaries, affiliates, partnerships and joint ventures, and all directors, officers, employees, agents, and representatives of the foregoing.

D. The term "business record" is defined according Rule 803(6) of the Federal Rules of Evidence as "[a] memorandum, report, record, or data compilation, in any form, of acts, events, conditions, opinions, or diagnoses, made at or near the time by, or from information transmitted by, a person with knowledge, if kept in the course of a regularly conducted business activity, [where] it was the regular practice of that business activity to make the memorandum, report, record or data compilation[.]"

E. Unless otherwise defined, all words and phrases used in this First Set of Interrogatories shall be accorded their usual meaning as defined by Webster's New Universal Unabridged Dictionary (2d ed. 1983).

## **REQUESTS FOR ADMISSIONS**

### **Lutheran General Hospital**

1. The document attached to this Request for Admissions as Exhibit 1 and Bates labeled ALGH 000556-000588 is authentic, genuine, and a true and correct copy of the original business record. This document is admissible into evidence in this matter.

2. The document attached to this Request for Admissions as Exhibit 2 and Bates labeled ALGH 001500-001504 is authentic, genuine, and a true and correct copy of the original business record. This document is admissible into evidence in this matter.

3. The document attached to this Request for Admissions as Exhibit 3 and Bates labeled ALGH 001505 is authentic, genuine, and a true and correct copy of the original business record. This document is admissible into evidence in this matter.

4. The document attached to this Request for Admissions as Exhibit 4 and Bates labeled ALGH 001675-001676 is authentic, genuine, and a true and correct copy of the original business record. This document is admissible into evidence in this matter.

5. The document attached to this Request for Admissions as Exhibit 5 and Bates labeled ALGH 001729-001730 is authentic, genuine, and a true and correct copy of the original business record. This document is admissible into evidence in this matter.

6. The document attached to this Request for Admissions as Exhibit 6 and Bates labeled AHHC 000363-000373 is authentic, genuine, and a true and correct copy of the original business record. This document is admissible into evidence in this matter.

7. The document attached to this Request for Admissions as Exhibit 7 and Bates labeled AHHC 000374-000384 is authentic, genuine, and a true and correct copy of the original business record. This document is admissible into evidence in this matter.

8. The document attached to this Request for Admissions as Exhibit 8 and Bates labeled AHHC 000385-000395 is authentic, genuine, and a true and correct copy of the original business record. This document is admissible into evidence in this matter.

9. The document attached to this Request for Admissions as Exhibit 9 and Bates labeled AHHC 001197-001273 is authentic, genuine, and a true and correct copy of the original business record. This document is admissible into evidence in this matter.

10. The document attached to this Request for Admissions as Exhibit 10 and Bates labeled UHC 016772-016774 is authentic, genuine, and a true and correct copy of the original business record. This document is admissible into evidence in this matter.

11. The document attached to this Request for Admissions as Exhibit 11 and Bates labeled GWL 0012-0036 is authentic, genuine, and a true and correct copy of the original business record. This document is admissible into evidence in this matter.

12. The document attached to this Request for Admissions as Exhibit 12 and Bates labeled CIG/IL 0110262-0110329 is authentic, genuine, and a true and correct copy of the original business record. This document is admissible into evidence in this matter.

13. The document attached to this Request for Admissions as Exhibit 13 and Bates labeled CIG/IL 0060218-0060219 is authentic, genuine, and a true and correct copy of the original business record. This document is admissible into evidence in this matter.

14. The document attached to this Request for Admissions as Exhibit 14 and Bates labeled H 412475-412476 is authentic, genuine, and a true and correct copy of the original business record. This document is admissible into evidence in this matter.

15. The document attached to this Request for Admissions as Exhibit 15 and Bates labeled H 412440-412441 is authentic, genuine, and a true and correct copy of the original business record. This document is admissible into evidence in this matter.

16. The document attached to this Request for Admissions as Exhibit 16 and Bates labeled H 412419-412423 is authentic, genuine, and a true and correct copy of the original business record. This document is admissible into evidence in this matter.

17. The document attached to this Request for Admissions as Exhibit 17 and Bates labeled BCBSI 07836 is authentic, genuine, and a true and correct copy of the original business record. This document is admissible into evidence in this matter.

18. The document attached to this Request for Admissions as Exhibit 18 and Bates labeled BCBSI 07723-07724 is authentic, genuine, and a true and correct copy of the original business record. This document is admissible into evidence in this matter.

19. The document attached to this Request for Admissions as Exhibit 19 and Bates labeled BCBSI 01636 is authentic, genuine, and a true and correct copy of the original business record. This document is admissible into evidence in this matter.

20. The document attached to this Request for Admissions as Exhibit 20 and Bates labeled BCBSI 09126-09127 is authentic, genuine, and a true and correct copy of the original business record. This document is admissible into evidence in this matter.

21. The document attached to this Request for Admissions as Exhibit 21 and Bates labeled ALGH 001676 is authentic, genuine, and a true and correct copy of the original business record. This document is admissible into evidence in this matter.

22. The document attached to this Request for Admissions as Exhibit 22 and Bates labeled AHP 117006-117019 is authentic, genuine, and a true and correct copy of the original business record. This document is admissible into evidence in this matter.

Respectfully Submitted,

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*Attorneys for Respondents*

**CERTIFICATE OF SERVICE**

I hereby certify that on November 22, 2004, a copy of the foregoing Respondents' Eighth Request for Admissions Concerning Authenticity and Admissibility (Public Record Version) was served by email and first class mail, postage prepaid, on:

The Honorable Stephen J. McGuire  
Chief Administrative Law Judge  
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