

**UNITED STATES OF AMERICA  
BEFORE THE FEDERAL TRADE COMMISSION**

**COMMISSIONERS:      Edith Ramirez, Chairwoman  
                                 Maureen K. Ohlhausen  
                                 Terrell McSweeney**

In the Matter of	)	
	)	
Advocate Health Care Network, a corporation;	)	Docket No. 9369
	)	
Advocate Health and Hospitals Corporation, a corporation;	)	
	)	
and	)	
	)	
NorthShore University HealthSystem, a corporation.	)	
	)	

**ORDER GRANTING CONTINUANCE**

The evidentiary hearing in this administrative proceeding is scheduled to commence on July 11, 2016, following the grant of a prior continuance.<sup>1</sup> On June 14, 2016, the United States District Court for the Northern District of Illinois issued a memorandum opinion and order denying the Commission’s request for preliminary injunctive relief.<sup>2</sup> The Commission then filed a notice of appeal with the United States Court of Appeals for the Seventh Circuit. On June 16, 2016, the Commission filed a Motion for Injunction Pending Appeal with the district court, which the district court granted. Complaint Counsel and Respondents now jointly request that the Commission stay the administrative proceedings until after the Seventh Circuit rules on the Commission’s appeal, and grant a corresponding extension of all pre-hearing deadlines.<sup>3</sup>

Respondents state that if the Seventh Circuit grants the Commission’s appeal, they will abandon the proposed transaction, and that if the appeal is denied, they will file a motion pursuant to Commission Rule 3.26 to withdraw this matter from adjudication, pending further action by the Commission. The parties also note that if the evidentiary hearing is to begin on July 11, trial preparations will require both the parties and numerous non-parties to expend significant resources over the next two weeks.

<sup>1</sup> Commission Order Granting Continuance, *Advocate Health Care Network*, Docket No. 9369 (June 2, 2016), <https://www.ftc.gov/system/files/documents/cases/160602advocatehealthorder.pdf>.

<sup>2</sup> Memorandum Opinion & Order, *FTC v. Advocate Health Care Network*, No. 1:15-cv-11473 (N.D. Ill. June 14, 2016).

<sup>3</sup> Joint Expedited Motion for Continuance of Administrative Proceedings, *Advocate Health Care Network*, Docket No. 9369, (June 24, 2016), <https://www.ftc.gov/system/files/documents/cases/160624advhcnmtn.pdf>.

In light of the foregoing, we find that there is good cause to grant the requested continuance. Accordingly,

**IT IS HEREBY ORDERED** that the evidentiary hearing shall commence 21 days after the United States Court of Appeals for the Seventh Circuit renders its judgment on the Commission's appeal, and that all pre-hearing deadlines shall be extended until after the Court of Appeals renders its judgment, as determined by the Administrative Law Judge.

By the Commission.

Donald S. Clark  
Secretary

SEAL:  
ISSUED: June 28, 2016