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APPEAL,CASREF,CLOSED

**U.S. District Court
District of North Dakota (Western)
CIVIL DOCKET FOR CASE #: 1:17-cv-00133-ARS**

Federal Trade Commission et al v. Sanford Health et al
Assigned to: Magistrate Judge Alice R. Senechal
Case in other court: USCA8, 17-03783
Cause: 15:53(b) - Prelim & Perm Inj Relief & other Equita

Date Filed: 06/22/2017
Date Terminated: 12/15/2017
Jury Demand: None
Nature of Suit: 410 Anti-Trust
Jurisdiction: U.S. Government Plaintiff

Plaintiff

Federal Trade Commission

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Plaintiff

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*Added at the request of chambers in order
to receive NEFs in the case
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Dakota*

Movant

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*Party added for the purpose of filing
pleadings pursuant to protective order*

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Movant

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Date Filed	#	Docket Text
06/22/2017	1	MOTION for Leave to File Under Seal by Federal Trade Commission, North Dakota, State of. (Attachments: # 1 Memorandum in Support, # 2 Proposed Sealed Document, # 3 Civil Cover Sheet)(rh) (Entered: 06/22/2017)
06/22/2017	2	(Text Only) ORDER by Chief Judge Daniel L. Hovland granting 1 Motion for Leave to File Under Seal. The Clerk of Court is directed to file the Complaint under seal, until further order of the Court. (MM) (Entered: 06/22/2017)
06/22/2017	3	SEALED COMPLAINT against Mid Dakota Clinic, P.C., Sanford Bismarck, Sanford Health (Filing fee waived) filed by Federal Trade Commission, North Dakota, State of.(rh) (Entered: 06/22/2017)
06/22/2017	4	STIPULATION for <i>Temporary Restraining Order</i> by Federal Trade Commission. (France, Jamie) (Entered: 06/22/2017)
06/22/2017	5	MOTION for Protective Order <i>Governing Confidential Material</i> by Federal Trade Commission, North Dakota, State of. (France, Jamie) (Entered: 06/22/2017)
06/22/2017	6	Summons Issued as to Mid Dakota Clinic, P.C., Sanford Bismarck, Sanford Health. (rh) (Entered: 06/22/2017)
06/22/2017	7	ORDER by Chief Judge Daniel L. Hovland Adopting Stipulation 4 filed by Federal Trade Commission and granting Temporary Restraining Order. (MM) (Entered: 06/22/2017)
06/22/2017	8	MOTION for Leave to File <i>Redacted Public Complaint</i> by Federal Trade Commission, North Dakota, State of. (Attachments: # 1 Exhibit Redacted Public Complaint)(France, Jamie) (Entered: 06/22/2017)
06/23/2017	9	ORDER by Magistrate Judge Charles S. Miller, Jr. granting 5 Motion for Protective Order. (BG) (Entered: 06/23/2017)
06/23/2017	10	(Text Only) ORDER by Magistrate Judge Charles S. Miller, Jr. granting 8 Motion for Leave to File Redacted Public Complaint. (BG) (Entered: 06/23/2017)
06/23/2017	11	REDACTED COMPLAINT against Mid Dakota Clinic, P.C., Sanford Bismarck, Sanford Health filed by Federal Trade Commission, North Dakota, State of.(rh) (Entered: 06/23/2017)
06/23/2017	12	NOTICE of Hearing: Status Conference set for 6/27/2017 at 01:30 PM in by telephone before Chief Judge Daniel L. Hovland. The FTC will initiate the call.(MM) (Entered: 06/23/2017)
06/23/2017	13	MOTION for Leave to Appear Pro Hac Vice Attorney Stephanie Cummings (Filing fee waived) by Federal Trade Commission. (cd) (Entered: 06/23/2017)
06/23/2017	14	MOTION for Leave to Appear Pro Hac Vice Attorney Laura K. Krachman (Filing fee waived) by Federal Trade Commission. (rh) (Entered: 06/23/2017)
06/23/2017	15	MOTION for Leave to Appear Pro Hac Vice Attorney Neal J. Perlman (Filing fee waived) by Federal Trade Commission. (rh) (Entered: 06/23/2017)
06/23/2017	16	MOTION for Leave to Appear Pro Hac Vice Attorney Cathleen V. Williams (Filing fee waived) by Federal Trade Commission. (rh) (Entered: 06/23/2017)

06/23/2017	17	MOTION for Leave to Appear Pro Hac Vice Attorney Emily C. Bowne (Filing fee waived) by Federal Trade Commission. (cd) (Entered: 06/23/2017)
06/23/2017	18	ORDER by Magistrate Judge Charles S. Miller, Jr. granting 13 Motion for Leave to Appear Pro Hac Vice for Attorney Stephanie Cummings; granting 14 Motion for Leave to Appear Pro Hac Vice for Attorney Laura K. Krachman; granting 15 Motion for Leave to Appear Pro Hac Vice for Attorney Neal J. Perlman ; granting 16 Motion for Leave to Appear Pro Hac Vice for Attorney Cathleen V. Williams; granting 17 Motion for Leave to Appear Pro Hac Vice for Attorney Emily C. Bowne (BG) Regenerated NEF to Attorneys Cummings, Krachman, Perlman, Williams and Bowne on 6/23/2017. (rh) (Entered: 06/23/2017)
06/26/2017	19	ORDER OF RECUSAL by Chief Judge Daniel L. Hovland.(MM) (Entered: 06/26/2017)
06/26/2017		Deadlines and Hearings Terminated. The telephonic status conference set for June 27, 2017, is CANCELLED. (MM) (Entered: 06/26/2017)
06/26/2017	20	ORDER OF RECUSAL. Magistrate Judge Charles S. Miller, Jr recused. By Magistrate Judge Charles S. Miller, Jr. (BG) (Entered: 06/26/2017)
06/26/2017	21	MOTION for Leave to Appear Pro Hac Vice Attorney Alexander J. Bryson (Filing fee waived) by Federal Trade Commission. (cjs) (Entered: 06/26/2017)
06/30/2017	22	(Text Only) ORDER by Chief Judge Daniel L. Hovland granting 21 Motion for Leave to Appear Pro Hac Vice for Attorney Alexander J. Bryson. (QH) Regenerated NEF to attorney Bryson on 6/30/2017 (cd). (Entered: 06/30/2017)
06/30/2017	23	(Text Only) ORDER REFERRING CASE to Magistrate Judge Alice R. Senechal by Chief Judge Daniel L. Hovland. (rm) (Entered: 06/30/2017)
07/05/2017	24	*RESTRICTED AT REQUEST OF FILER* ANSWER to 11 Complaint, 3 Complaint , ANSWER to 11 Complaint, 3 Complaint by Mid Dakota Clinic, P.C..(Hansen, Loren) Modified on 7/6/2017 to restrict access (cjs). (Entered: 07/05/2017)
07/05/2017	25	ANSWER to 11 Redacted Complaint, 3 Sealed Complaint by Sanford Bismarck, Sanford Health.(McLean, Ronald) Modified on 7/6/2017 to remove duplicate text. (as). (Entered: 07/05/2017)
07/06/2017		DOCKET CORRECTION re: 24 Answer. Restricted per filer's request as it contains confidential information. Filer will re-file with redacted copies. (cjs) (Entered: 07/06/2017)
07/06/2017	26	ORDER for Rule 26(f) Planning Meeting and Rule 16(b) Scheduling Conference, and ORDER regarding resolution of Discovery Disputes by Magistrate Judge Alice R. Senechal. Scheduling Conference set for 8/11/2017 at 09:00 AM before Magistrate Judge Alice R. Senechal. (AS) (Entered: 07/06/2017)
07/06/2017	27	ANSWER to 11 Complaint, 3 Complaint , by Mid Dakota Clinic, P.C. (Hansen, Loren) (Entered: 07/06/2017)
07/10/2017	28	NOTICE of Appearance by Gregory Merz on behalf of Mid Dakota Clinic, P.C. (Merz, Gregory) (Entered: 07/10/2017)
07/17/2017	29	NOTICE of Hearing: Status Conference set for 7/19/2017 at 01:30 PM by telephone before Magistrate Judge Alice R. Senechal. Plaintiff shall initiate the call. The

		telephone number for chambers is 701-297-7070. (AS) (Entered: 07/17/2017)
07/19/2017	30	MOTION for Leave to Appear Pro Hac Vice Attorney Elizabeth C. Arens (Filing fee waived) by Federal Trade Commission. (rh) (Entered: 07/19/2017)
07/19/2017	31	(Text Only) ORDER by Magistrate Judge Alice R. Senechal granting 30 Motion for Leave to Appear Pro Hac Vice for Attorney Elizabeth C. Arens. (AS) NEF Regenerated to PHV attorney Arens on 7/20/2017 (js). (Entered: 07/19/2017)
07/19/2017	32	MOTION for Leave to Appear Pro Hac Vice Attorney Robert Cooper (Filing fee \$150, receipt number 317000437) by Sanford Bismarck, Sanford Health. (as) (Entered: 07/19/2017)
07/19/2017	33	MOTION for Leave to Appear Pro Hac Vice Attorney Nicholas Widnell (Filing fee \$150, receipt number 317000438) by Sanford Bismarck, Sanford Health. (as) (Entered: 07/19/2017)
07/19/2017	34	MOTION for Leave to Appear Pro Hac Vice Attorney Hershel Wancjer (Filing fee \$150, receipt number 317000439) by Sanford Bismarck, Sanford Health. (as) (Entered: 07/19/2017)
07/19/2017	35	MOTION for Leave to Appear Pro Hac Vice Attorney James Kraehenbuehl (Filing fee \$150, receipt number 317000440) by Sanford Bismarck, Sanford Health. (as) (Entered: 07/19/2017)
07/19/2017	36	MOTION for Leave to Appear Pro Hac Vice Attorney Richard Feinstein (Filing fee \$150, receipt number 317000441) by Sanford Bismarck, Sanford Health. (as) (Entered: 07/19/2017)
07/19/2017	37	Minute Entry for proceedings held before Magistrate Judge Alice R. Senechal: Status Conference held on 7/19/2017. (DR #170719-000.mp3) (as) (Entered: 07/20/2017)
07/20/2017	38	(Text Only) ORDER by Magistrate Judge Alice R. Senechal granting 32 Motion for Leave to Appear Pro Hac Vice for Attorney Robert Cooper; granting 33 Motion for Leave to Appear Pro Hac Vice for Attorney Nicholas Widnel; granting 34 Motion for Leave to Appear Pro Hac Vice for Attorney Hershel Wancjer; granting 35 Motion for Leave to Appear Pro Hac Vice for Attorney James Kraehenbuehl; granting 36 Motion for Leave to Appear Pro Hac Vice for Attorney Richard Feinstein. (AS) NEF Regenerated to PHV attorneys. (as) (Entered: 07/20/2017)
07/21/2017	39	CONSENT/REASSIGNMENT FORM by Federal Trade Commission, Mid Dakota Clinic, P.C., North Dakota, State of, Sanford Bismarck, Sanford Health. NOTE: Judge Hovland has recused himself from this case. All parties consent to a proceeding before the Magistrate Judge. (as) (Entered: 07/21/2017)
07/21/2017	40	(Text Only) ORDER REASSIGNING CASE to Magistrate Judge Alice R. Senechal as presiding judge for all further proceedings. Chief Judge Daniel L. Hovland no longer assigned to the case by Chief Judge Daniel L. Hovland.(as) (Entered: 07/21/2017)
07/24/2017	41	MOTION for Leave to Appear Pro Hac Vice Attorney Thomas J. Dillickrath (Filing fee waived) by Federal Trade Commission. (cjs) (Entered: 07/24/2017)
07/24/2017	42	MOTION for Leave to Appear Pro Hac Vice Attorney David E. Owyang (Filing fee waived) by Federal Trade Commission. (cjs) (Entered: 07/24/2017)

07/25/2017	43	(Text Only) ORDER by Magistrate Judge Alice R. Senechal granting 41 Motion for Leave to Appear Pro Hac Vice for Attorney Thomas J. Dillickrath; granting 42 Motion for Leave to Appear Pro Hac Vice for Attorney David E. Owyang. (AS) Regenerated NEF to Attorneys Dillickrath and Owyang on 7/25/2017 (rh) (Entered: 07/25/2017)
07/25/2017	44	STATUS REPORT <i>Re: Plaintiffs' Requested PI Schedule</i> by Federal Trade Commission. (Caputo, Christopher) (Entered: 07/25/2017)
07/25/2017	45	NOTICE by Mid Dakota Clinic, P.C., Sanford Bismarck, Sanford Health of <i>Submitting Letter Re Preliminary Injunction Schedule</i> (Kraehenbuehl, James) (Entered: 07/25/2017)
07/25/2017	46	MOTION for Leave to Appear Pro Hac Vice Attorney Daniel M. Mulholland III (Filing fee \$150, receipt number 317000448) by Sanford Bismarck, Sanford Health. (rh) (Entered: 07/25/2017)
07/25/2017	48	MOTION for Leave to Appear Pro Hac Vice Attorney Samuel C. Kaplan (Filing fee \$150, receipt number 317000451) by Sanford Bismarck, Sanford Health. (rh) (Entered: 07/26/2017)
07/26/2017	47	(Text Only) ORDER by Magistrate Judge Alice R. Senechal granting 46 Motion for Leave to Appear Pro Hac Vice for Attorney Daniel M. Mulholland III. (AS) Modified on 7/27/2017: NEF regenerated to PHV attorney Daniel M. Mulholland III (lf). (Entered: 07/26/2017)
07/26/2017	49	(Text Only) ORDER by Magistrate Judge Alice R. Senechal granting 48 Motion for Leave to Appear Pro Hac Vice for Attorney Samuel C. Kaplan. (AS) Modified on 7/27/2017: NEF regenerated to PHV attorney Samuel C. Kaplan (lf). (Entered: 07/26/2017)
07/31/2017	52	MOTION for Leave to Appear Pro Hac Vice Attorney Cynthia Christian (Filing fee \$150, receipt number 317000461) by Sanford Bismarck, Sanford Health. (as) (Entered: 08/01/2017)
08/01/2017	50	SCHEDULING ORDER by Magistrate Judge Alice R. Senechal. Discovery due by 9/15/2017. Plaintiff(s) Expert Witness Disclosures and Reports due by 9/25/2017. Defendant(s) Expert Witness Disclosures and Reports due by 9/25/2017. Plaintiff(s) Rebuttal Expert Disclosures due by 10/9/2017. Defendant(s) Rebuttal Expert Disclosures due by 10/9/2017. Expert Discovery due by 10/20/2017. (AS) Modified on 8/11/2017 to correct rebuttal disclosures to 10/9/17. (rm) (Entered: 08/01/2017)
08/01/2017		Deadlines and Hearings Terminated. Scheduling Conference set for 8/11/2017 at 09:00 AM is CANCELLED. (AS) (Entered: 08/01/2017)
08/01/2017	51	NOTICE of Hearing: Status Conference set for 10/4/2017 at 11:00 AM by telephone before Magistrate Judge Alice R. Senechal. Plaintiffs shall initiate the call. The telephone number for chambers is 701-297-7070. (AS) (Entered: 08/01/2017)
08/02/2017	53	(Text Only) ORDER by Magistrate Judge Alice R. Senechal granting 52 Motion for Leave to Appear Pro Hac Vice for Attorney Cynthia Christian. (LS) NEF Regenerated to PHV attorney. (as) (Entered: 08/02/2017)
08/02/2017		Set/Reset Scheduling Order Deadlines: Plaintiff(s) Rebuttal Expert Disclosures due by 10/9/2017. Defendant(s) Rebuttal Expert Disclosures due by 10/9/2017. (rh) (Entered: 08/02/2017)

08/07/2017	54	MOTION for Leave to Appear Pro Hac Vice Attorney Julia Collins Reiland (Filing fee \$150, receipt number 117001187) by Mid Dakota Clinic, P.C. (cjs) (Entered: 08/07/2017)
08/08/2017	55	(Text Only) ORDER by Magistrate Judge Alice R. Senechal granting 54 Motion for Leave to Appear Pro Hac Vice for Attorney Julia Collins Reiland. (LS) Regenerated to Attorney Julia Collins Reiland on 8/8/2017. (rh) (Entered: 08/08/2017)
08/15/2017	56	NOTICE of Hearing: Status Conference re: Discovery Dispute set for 8/18/2017 at 09:00 AM by telephone before Magistrate Judge Alice R. Senechal. Plaintiff shall initiate the call. The telephone number for chambers is 701-297-7070. (LS) (Entered: 08/15/2017)
08/17/2017	57	NOTICE of Appearance by Daniel J. Dunn on behalf of Noridian Mutual Insurance Company (Dunn, Daniel) (Entered: 08/17/2017)
08/17/2017		DOCKET ANNOTATION: At the request of chambers, Movant Noridian Mutual Insurance Company has been added to receive Notice of Electronic Filings (lf) (Entered: 08/17/2017)
08/18/2017	58	MOTION Joint Motion for Entry of Case Management and Scheduling Order by Federal Trade Commission. (Caputo, Christopher) (Entered: 08/18/2017)
08/18/2017	59	*SEALED* Minute Entry for proceedings held before Magistrate Judge Alice R. Senechal: Status Conference re: Discovery Dispute held on 8/18/2017. (DR #170818-000 JS Chambers Recorder) (lc) Modified on 8/21/2017 to seal entry per direction of Chambers. (lc) (Entered: 08/18/2017)
08/21/2017	60	(Text Only) ORDER by Magistrate Judge Alice R. Senechal granting joint 58 Motion regarding scheduling order. (LS) (Entered: 08/21/2017)
08/22/2017	61	SEALED DOCUMENT (Position Papers) re 59 Status Conference - Discovery Dispute by Sanford Bismarck, Sanford Health. (js) (Entered: 08/22/2017)
08/22/2017	62	SEALED DOCUMENT (Position Paper) re 59 Status Conference - Discovery Dispute by Federal Trade Commission. (Attachments: # 1 Attachment A - Declaration of Chelsey Matter)(js) (Entered: 08/22/2017)
08/22/2017	63	SEALED DOCUMENT (Position Papers) re 59 Status Conference - Discovery Dispute by Noridian Mutual Insurance Company. (js) (Entered: 08/22/2017)
08/22/2017	64	SEALED DOCUMENT (Subpoena). (Attachments: # 1 Subpoena to Produce Documents, # 2 Exhibit A - to Document Subpoena)(js) (Entered: 08/22/2017)
08/22/2017	66	SEALED ORDER by Magistrate Judge Alice R. Senechal.(js) (Entered: 08/22/2017)
08/22/2017	67	REDACTED ORDER re: Discovery Dispute by Magistrate Judge Alice R. Senechal.(js) (Main Document 67 replaced on 8/22/2017 per the directive of Chambers - NEF Regenerated) (js). (Entered: 08/22/2017)
09/21/2017	68	MOTION to Withdraw as Attorney by Federal Trade Commission (Dillickrath, Thomas) Modified on 9/27/2017 to correct event (lh). (Entered: 09/21/2017)
09/27/2017		DOCKET CORRECTION re: 68 Notice. Wrong event selected. Clerk's office corrected event to Motion to Withdraw as Attorney (lh) (Entered: 09/27/2017)

09/29/2017	69	(Text Only) ORDER by Magistrate Judge Alice R. Senechal granting 68 Motion to Withdraw as Attorney. Attorney Neal J. Perlman terminated. (AS) (Entered: 09/29/2017)
10/02/2017	70	MOTION for Preliminary Injunction by Federal Trade Commission. (Dillickrath, Thomas) (Entered: 10/02/2017)
10/02/2017	71	MOTION for Leave to File Under Seal by Federal Trade Commission. (Attachments: # 1 Memorandum in Support, # 2 Proposed Sealed Document, # 3 Proposed Sealed Document, # 4 Proposed Sealed Document, # 5 Proposed Sealed Document, # 6 Proposed Sealed Document, # 7 Proposed Sealed Document, # 8 Proposed Sealed Document, # 9 Proposed Sealed Document, # 10 Proposed Sealed Document, # 11 Proposed Sealed Document)(Dillickrath, Thomas) (Entered: 10/02/2017)
10/03/2017	72	ORDER by Magistrate Judge Alice R. Senechal deferring ruling on 71 Motion for Leave to File Under Seal. (LS) (Entered: 10/03/2017)
10/04/2017	74	Minute Entry for proceedings held before Magistrate Judge Alice R. Senechal: Status Conference held on 10/4/2017. (DR #171004-000 JS Chambers Recorder) (lc) (Entered: 10/05/2017)
10/05/2017	73	NOTICE of Hearing: Status Conference set for 10/6/2017 at 09:30 AM by telephone before Magistrate Judge Alice R. Senechal. Plaintiff shall initiate the call. The telephone number for chambers is 701-297-7070. (LS) (Entered: 10/05/2017)
10/06/2017	75	Minute Entry for proceedings held before Magistrate Judge Alice R. Senechal: Status Conference held on 10/6/2017. (DR #171006-000.mp3) (as) (Entered: 10/06/2017)
10/06/2017	76	ORDER by Magistrate Judge Alice R. Senechal. Status Conference set for 10/27/2017 at 01:30 PM in Fargo Courtroom 2 before Magistrate Judge Alice R. Senechal. (AS) (Entered: 10/06/2017)
10/06/2017	77	NOTICE of Hearing on 70 MOTION for Preliminary Injunction: Motion Hearing set for 10/30/2017 at 08:30 AM in Bismarck Courtroom 1 before Magistrate Judge Alice R. Senechal. (Hearing estimate 4 days - 10/30/2017, 10/31/2017, 11/2/2017, 11/3/2017). (AS) (Entered: 10/06/2017)
10/06/2017	78	*RESTRICTED - WRONG EVENT SELECTED* MOTION for Leave to File Under Seal <i>Supplemental Memorandum</i> by Federal Trade Commission. (Attachments: # 1 Proposed Sealed Document)(Dillickrath, Thomas) Modified on 10/10/2017 to restrict access. (as) (Entered: 10/06/2017)
10/06/2017	79	SEALED DOCUMENT (Supplement) re 71 MOTION for Leave to File Under Seal by Federal Trade Commission. (Attachments: # 1 Proposed Sealed Document)(as) (Entered: 10/10/2017)
10/10/2017		DOCKET CORRECTION re: 78 MOTION. Wrong event selected. Clerk's office restricted access to document and re-filed as SEALED DOCUMENT (Supplement) at 79 . (as) (Entered: 10/10/2017)
10/10/2017	80	ORDER by Magistrate Judge Alice R. Senechal granting in part and deferring ruling on in part the 71 Motion for Leave to File Under Seal. (LS) (Entered: 10/10/2017)
10/10/2017	81	REDACTION <i>Memorandum in Support</i> to 70 MOTION for Preliminary Injunction by Federal Trade Commission. (Dillickrath, Thomas) (Entered: 10/10/2017)

10/10/2017	82	SEALED DOCUMENT <i>Memorandum in Support</i> re 70 MOTION for Preliminary Injunction by Federal Trade Commission. (Dillickrath, Thomas) (Additional attachment(s) added on 10/26/2017: # 1 Exhibits within the range PX02000-PX02025) (lf). (Additional attachment(s) added on 10/27/2017: # 2 Sealed Exhibits within the range of PX03000-PX03007, # 3 Sealed Exhibits within the Range of PX03008-PX04034, # 4 Sealed Exhibits within the Range of PX04045-PX04162, # 5 Sealed Exhibits within the Range of PX04192-PX05249, # 6 Sealed Economic Analysis of the Acquisition of Mid Dakota Clinic by Sanford and Sanford Bismarck (PX06000), # 7 Sealed Expert Report of Dr. Thomas Repress III (PX06001), # 8 Sealed Expert Report of Ashish Jha, MD, MPH (PX06002), # 9 Sealed Exhibits within the Range of PX07001-PX08036) (lf). (Entered: 10/10/2017)
10/16/2017	83	MOTION for Leave to File Under Seal <i>Memorandum in Opposition to Motion for Preliminary Injunction</i> by Sanford Bismarck. (Attachments: # 1 Proposed Sealed Document, # 2 Proposed Sealed Document, # 3 Proposed Sealed Document, # 4 Proposed Sealed Document, # 5 Proposed Sealed Document, # 6 Proposed Sealed Document, # 7 Proposed Sealed Document, # 8 *RESTRICTED - WRONG DOC ATTACHED* Proposed Sealed Document, # 9 Proposed Sealed Document)(Cooper, Robert) (Additional attachment(s) added on 10/17/2017: # 10 Proposed Sealed Document) (as). Modified on 10/19/2017 (as). (Additional attachment(s) added on 10/19/2017: # 11 Proposed Sealed Document - Corrected Version of DX4009) NEF REGENERATED. (as) (Entered: 10/16/2017)
10/17/2017	84	ORDER by Magistrate Judge Alice R. Senechal deferring ruling on 83 Motion for Leave to File Under Seal. (LS) (Entered: 10/17/2017)
10/23/2017	85	MOTION for Leave to File Under Seal <i>Reply Memorandum in Further Support of Plaintiffs' Motion for a Preliminary Injunction</i> by Federal Trade Commission. (Attachments: # 1 Memorandum in Support, # 2 Proposed Sealed Document, # 3 Proposed Sealed Document, # 4 Proposed Sealed Document, # 5 Proposed Sealed Document, # 6 Proposed Sealed Document, # 7 Proposed Sealed Document, # 8 Proposed Sealed Document)(Dillickrath, Thomas) (Entered: 10/23/2017)
10/23/2017	86	MOTION in Limine by Federal Trade Commission. (Dillickrath, Thomas) (Entered: 10/23/2017)
10/23/2017	87	MOTION for Leave to File Under Seal <i>Motion In Limine and Accompanying Exhibits</i> by Federal Trade Commission. (Attachments: # 1 Memorandum In Support, # 2 Proposed Sealed Document, # 3 Proposed Sealed Document, # 4 Proposed Sealed Document, # 5 Proposed Sealed Document, # 6 Proposed Sealed Document, # 7 Proposed Sealed Document, # 8 Proposed Sealed Document, # 9 Proposed Sealed Document, # 10 Proposed Sealed Document, # 11 Proposed Sealed Document, # 12 Proposed Sealed Document, # 13 Proposed Sealed Document)(Dillickrath, Thomas) (Entered: 10/23/2017)
10/24/2017	88	MOTION for Leave to Appear Pro Hac Vice Attorney Mitchell D. Raup (Filing fee \$150, receipt number 318000041) by CHI St. Alexius. (lf) (Entered: 10/24/2017)
10/24/2017	89	ORDER by Magistrate Judge Alice R. Senechal conditionally granting 87 Motion for Leave to File Under Seal. (AS) (Entered: 10/24/2017)
10/24/2017	90	(Text Only) ORDER by Magistrate Judge Alice R. Senechal granting 88 Motion for Leave to Appear Pro Hac Vice for Attorney Mitchell D. Raup. (AS) NEF regenerated

		to PHV Attorney Raup on 10/24/2017 (lf). (Entered: 10/24/2017)
10/24/2017	93	SEALED ORDER by Magistrate Judge Alice R. Senechal re 83 MOTION for Leave to File Under Seal Memorandum in Opposition to Motion for Preliminary Injunction, 85 MOTION for Leave to File Under Seal Reply Memorandum in Further Support of Plaintiffs' Motion for a Preliminary Injunction, and 86 MOTION in Limine. (AS) (Entered: 10/24/2017)
10/24/2017	95	REDACTED ORDER by Magistrate Judge Alice R. Senechal re 83 MOTION for Leave to File Under Seal Memorandum in Opposition to Motion for Preliminary Injunction filed by Sanford Bismarck, 85 MOTION for Leave to File Under Seal Reply Memorandum in Further Support of Plaintiffs' Motion for a Preliminary Injunction filed by Federal Trade Commission, and 86 MOTION in Limine filed by Federal Trade Commission. (AS) (Entered: 10/24/2017)
10/26/2017	102	SEALED DOCUMENT <i>Supplemental Memorandum</i> re 83 MOTION for Leave to File Under Seal <i>Memorandum in Opposition to Motion for Preliminary Injunction</i> , 84 Order on Motion for Leave to File Under Seal by Sanford Bismarck. (Attachments: # 1 Proposed Sealed Document Exhibit A)(Cooper, Robert) (Entered: 10/26/2017)
10/26/2017	103	ORDER by Magistrate Judge Alice R. Senechal. (AS) (Entered: 10/26/2017)
10/26/2017	104	MOTION for Leave to File Under Seal <i>Memorandum in Opposition to Plaintiffs' Motion in Limine</i> by Sanford Bismarck. (Attachments: # 1 Proposed Sealed Document, # 2 Proposed Sealed Document, # 3 Proposed Sealed Document, # 4 Proposed Sealed Document)(Cooper, Robert) (Entered: 10/26/2017)
10/26/2017	106	ORDER by Magistrate Judge Alice R. Senechal. (AS) (Main Document 106 replaced on 10/26/2017 to correct typographical error. NEF regenerated.) (lf (Entered: 10/26/2017)
10/26/2017	107	CERTIFICATE OF SERVICE by Medica Health Plans re 96 EX PARTE MOTION Motion to Maintain Specified Documents and Testimony Under Seal (Proczko, Christopher) (Entered: 10/26/2017)
10/26/2017	108	CERTIFICATE OF SERVICE by CHI St. Alexius re 91 EX PARTE MOTION In Camera treatment of confidential documents and testimony. (Raup, Mitchell) (Entered: 10/26/2017)
10/26/2017	109	CERTIFICATE OF SERVICE by National Information Solutions Cooperative, Inc. re 103 Order <i>Motion to Maintain Specified Documents and Testimony Under Seal</i> (Peterson, Amanda) (Entered: 10/26/2017)
10/26/2017	110	CERTIFICATE OF SERVICE by Noridian Mutual Insurance Company re 103 Order (Dunn, Daniel) (Entered: 10/26/2017)
10/26/2017	111	(Text Only) ORDER by Magistrate Judge Alice R. Senechal conditionally granting 104 Motion for Leave to File Under Seal. Defendants' motion for leave to file under seal a responsive brief to plaintiffs' motion in limine is GRANTED on the condition that defendants publicly file a redacted version of their memorandum, after conferring with plaintiffs and other affected parties, but not later than October 27, 2017. (AS) (Entered: 10/26/2017)
10/26/2017	112	CERTIFICATE OF SERVICE by Sanford Bismarck re 106 Order, 98 EX PARTE MOTION in camera review (Kraehenbuehl, James) (Entered: 10/26/2017)

10/26/2017	113	(Text Only) ORDER by Magistrate Judge Alice R. Senechal granting 71 Motion for Leave to File Under Seal. The Clerk is directed to file the proposed sealed exhibits as attachments to the 82 sealed memorandum in support of the motion for preliminary injunction. (AS) (Entered: 10/26/2017)
10/26/2017	114	(Text Only) ORDER by Magistrate Judge Alice R. Senechal granting 83 Motion for Leave to File Under Seal. Defendants are directed to file their unredacted memorandum under seal and to file their redacted memorandum publicly. (AS) (Entered: 10/26/2017)
10/26/2017	115	REDACTION <i>Defendants' Opposition to Plaintiffs' Motion for a Preliminary Injunction</i> to 114 Order on Motion for Leave to File Under Seal by Sanford Bismarck. (Cooper, Robert) (Entered: 10/26/2017)
10/26/2017	116	REDACTION <i>Memorandum of Law in Support to 86</i> MOTION in Limine by Federal Trade Commission, North Dakota, State of. (Dillickrath, Thomas) (Entered: 10/26/2017)
10/27/2017	117	SEALED DOCUMENT <i>Defendants' Memorandum In Opposition To Plaintiffs' Motion For A Preliminary Injunction</i> re 114 Order on Motion for Leave to File Under Seal by Sanford Bismarck. (Cooper, Robert) (Additional attachment(s) added on 10/27/2017: # 1 Sealed Index to Documents PX2001-PX2025, # 2 Sealed Index to Documents PX3009-PX5190, # 3 Sealed Index to Documents PX6000-PX7040, # 4 Sealed Index to Documents DX3000-DX4010, # 5 Sealed Index to Documents DX4009 Part 1, # 6 Sealed Index to Documents DX6000-DX8002, # 7 Sealed Index to Documents DX2000-DX2018, # 8 Sealed Index to Documents DX4009 Part 2) (lf). (Entered: 10/27/2017)
10/27/2017	119	REDACTION <i>Defendants' Opposition to Plaintiffs' Omnibus Motion in Limine</i> to 111 Order on Motion for Leave to File Under Seal, by Sanford Bismarck. (Cooper, Robert) (Entered: 10/27/2017)
10/27/2017	121	REDACTION <i>Memorandum in Support to 85</i> MOTION for Leave to File Under Seal <i>Reply Memorandum in Further Support of Plaintiffs' Motion for a Preliminary Injunction</i> by Federal Trade Commission, North Dakota, State of. (Dillickrath, Thomas) (Entered: 10/27/2017)
10/27/2017	122	(Text Only) ORDER by Magistrate Judge Alice R. Senechal granting 85 Motion for Leave to File Under Seal. The Clerk is directed to filed the proposed sealed reply brief and the proposed sealed exhibits. (AS) (Entered: 10/27/2017)
10/27/2017	123	SEALED ORDER re 86 MOTION in Limine by Magistrate Judge Alice R. Senechal. (AS) Copy of sealed order emailed to attorney Raup on 10/27/2017 (lf). (Entered: 10/27/2017)
10/27/2017	124	CERTIFICATE OF SERVICE by CHI St. Alexius re 123 SEALED ORDER (Raup, Mitchell) (Entered: 10/27/2017)
10/27/2017	125	SEALED DOCUMENT (Reply in Support) re 70 MOTION for Preliminary Injunction by Federal Trade Commission. (Attachments: # 1 Sealed Transcript of Preliminary Injunction Hearing, # 2 Sealed Memorandum in Support of Preliminary Injunction, # 3 Sealed Expert Report of Robert Town, # 4 Sealed Lambrecht Transcript, # 5 Sealed Declaration of Chelsey Matter, # 6 Sealed Emails)(lf) (Attachment 1 replaced on 10/30/2017 to remove overlapping header) (lf). (Entered: 10/27/2017)

		10/27/2017)
10/27/2017	126	SEALED Minute Entry for proceedings held before Magistrate Judge Alice R. Senechal: Status Conference held on 10/27/2017. (Court Reporter CP) (lc) Modified on 10/30/2017: Per direction of Chambers, docket entry sealed and redacted copy attached. (lc) (Additional attachment(s) added on 10/30/2017: # 1 Redacted Minutes) (lc) (Entered: 10/27/2017)
10/30/2017	127	ORDER by Magistrate Judge Alice R. Senechal re 86 Motion in Limine. (AS) Modified on 10/30/2017 to remove "text-only." NEF Regenerated. (as) (Entered: 10/30/2017)
10/30/2017	130	Minute Entry for proceedings held before Magistrate Judge Alice R. Senechal: Motion Hearing held from 10/30/2017 through 11/03/2017 re 70 MOTION for Preliminary Injunction filed by Federal Trade Commission. (Court Reporters CP and SE) (Attachments: # 1 Witness List) (lc) (Additional attachment(s) added on 11/7/2017: # 2 SEALED Unredacted Joint Exhibit List. NEF regenerated.) (lc) (Additional attachment(s) added on 11/8/2017: # 3 Redacted Joint Exhibit List. NEF regenerated.) (lc) (Additional attachment(s) added on 12/19/2017: # 4 Joint Demonstrative Exhibit List) (lc (Entered: 11/07/2017)
11/01/2017	128	(Text Only) ORDER by Magistrate Judge Alice R. Senechal. The parties' Proposed Findings and Conclusions of Law are due by 5:00 PM Central time on November 13, 2017. (AS) (Entered: 11/01/2017)
11/01/2017	129	NOTICE of Appearance by Mark A. Jacobson on behalf of Medica Health Plans (Jacobson, Mark) (Entered: 11/01/2017)
11/13/2017	131	SEALED DOCUMENT <i>Plaintiffs' Proposed Findings of Fact and Conclusions of Law</i> by Federal Trade Commission. (Attachments: # 1 Exhibit Plaintiffs' FoF and CoL Exhibit List, # 2 Exhibit Hearing Transcript Vol. 1, # 3 Exhibit Hearing Transcript Vol. 2, # 4 Exhibit Hearing Transcript Vol. 3, # 5 Exhibit Hearing Transcript Vol. 4, # 6 Exhibit DX2013-6034, HMG, PDX005, # 7 Exhibit JX00001-JX00022, # 8 Exhibit JX00023-JX00037, # 9 Exhibit JX00038-JX00042, # 10 Exhibit JX00045-PX03013, # 11 Exhibit PX03014-PX04080, # 12 Exhibit PX04081-PX04316, # 13 Exhibit PX04318-PX05270, # 14 Exhibit PX05272-PX08148)(Dillickrath, Thomas) (Entered: 11/13/2017)
11/13/2017	132	SEALED DOCUMENT <i>Defendants' Proposed Findings of Fact and Conclusions of Law</i> by Sanford Bismarck. (Attachments: # 1 Proposed Sealed Document Exhibit - Hearing Transcripts, # 2 Proposed Sealed Document Exhibit - Demonstratives Relied On)(Cooper, Robert) (Entered: 11/13/2017)
11/22/2017	133	REDACTION to <i>Defendants' Proposed Findings of Fact and Conclusions of Law</i> to 132 Sealed Document, by Sanford Bismarck. (Cooper, Robert) (Main Document 133 replaced on 11/30/2017 to remove double header - NEF Regenerated). (js) (Entered: 11/22/2017)
11/22/2017	134	REDACTION to <i>Plaintiffs' Proposed Findings of Fact and Conclusions of Law</i> to 131 Sealed Document,, by Federal Trade Commission. (Dillickrath, Thomas) (Entered: 11/22/2017)
11/28/2017	135	ORDER by Magistrate Judge Alice R. Senechal regarding hearing exhibits. (AS) (Entered: 11/28/2017)

11/29/2017	136	STATUS REPORT <i>Joint Report Regarding Exhibit List and Exhibit References</i> by Federal Trade Commission. (Dillickrath, Thomas) (Entered: 11/29/2017)
12/13/2017	137	ORDER by Magistrate Judge Alice R. Senechal granting 70 Motion for Preliminary Injunction. (AS) (Entered: 12/13/2017)
12/13/2017	138	SEALED ORDER by Magistrate Judge Alice R. Senechal supplementing 137 Order on Motion for Preliminary Injunction. (AS) (Entered: 12/13/2017)
12/15/2017	139	NOTICE OF APPEAL as to 138 SEALED ORDER, 137 Order on Motion for Preliminary Injunction, 141 Judgment by Sanford Health, Sanford Bismarck, and Mid-Dakota Clinic. Filing fee \$505. (Cooper, Robert) Modified on 12/18/2017 to add a link to the Judgment (lf). Modified on 12/19/2017 to add filers. (lc) (Entered: 12/15/2017)
12/15/2017	140	REDACTION to 138 SEALED ORDER by Magistrate Judge Alice R. Senechal. (MB) (Entered: 12/15/2017)
12/15/2017	141	CLERK'S JUDGMENT. (lf) (Entered: 12/15/2017)
12/18/2017	142	Transmittal of Notice of Appeal Supplement to 8th Circuit Court of Appeals re 139 Notice of Appeal (lf) (Entered: 12/18/2017)
12/18/2017	143	TRANSCRIPT REQUEST by Sanford Bismarck, Sanford Health for Preliminary Injunction Hearing proceedings held on October 30-31 and November 2-3, 2017 before Magistrate Judge Alice R. Senechal. (lc) (Entered: 12/18/2017)
12/19/2017		Appeal Remark re 139 Notice of Appeal : Transcript of Preliminary Injunction Hearing held October 30-31, 2017, and November 2-3, 2017, Vols. I-IV mailed to Court of Appeals, St. Paul Office. (cjs) (Entered: 12/19/2017)
12/27/2017		USCA Case Number 17-3783 for 139 Notice of Appeal. (cjs) (Entered: 12/27/2017)
12/29/2017	144	SEALED DOCUMENT OF UNREDACTED TRANSCRIPT OF PRELIMINARY INJUNCTION HEARING, VOLUME I, held October 30, 2017. (se) (Entered: 12/29/2017)
12/29/2017	145	SEALED DOCUMENT OF UNREDACTED TRANSCRIPT OF PRELIMINARY INJUNCTION HEARING, VOLUME II, held October 31, 2017. (se) (Entered: 12/29/2017)
12/29/2017	146	SEALED DOCUMENT OF UNREDACTED TRANSCRIPT OF PRELIMINARY INJUNCTION HEARING, VOLUME III, held November 2, 2017. (se) Modified on 12/29/2017 (se). (Entered: 12/29/2017)
12/29/2017	147	SEALED DOCUMENT OF UNREDACTED TRANSCRIPT OF PRELIMINARY INJUNCTION HEARING, VOLUME IV, held November 3, 2017. (se) (Entered: 12/29/2017)
12/29/2017	148	REDACTED APPEAL TRANSCRIPT OF PRELIMINARY INJUNCTION HEARING, VOLUME I, held October 30, 2017, before Judge Senechal, re 139 Notice of Appeal. Court Reporter/Transcriber Carolyn Pekas, Telephone number 701-280-9204. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Request Redaction due 1/5/2018. Redaction Request due 1/19/2018. Redacted

		Transcript Deadline set for 1/29/2018. Release of Transcript Restriction set for 3/29/2018. (se) (Entered: 12/29/2017)
12/29/2017	149	REDACTED APPEAL TRANSCRIPT OF PRELIMINARY INJUNCTION HEARING, VOLUME II, held October 31, 2017, before Judge Senechal, re 139 Notice of Appeal. Court Reporter/Transcriber Carolyn Pekas, Telephone number 701-280-9204. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Request Redaction due 1/5/2018. Redaction Request due 1/19/2018. Redacted Transcript Deadline set for 1/29/2018. Release of Transcript Restriction set for 3/29/2018. (se) (Entered: 12/29/2017)
12/29/2017	150	REDACTED APPEAL TRANSCRIPT OF PRELIMINARY INJUNCTION HEARING, VOLUME III, held November 2, 2017, before Judge Senechal, re 139 Notice of Appeal. Court Reporter/Transcriber Sandra E. Ehrmantraut, Telephone number 701-530-2337. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Request Redaction due 1/5/2018. Redaction Request due 1/19/2018. Redacted Transcript Deadline set for 1/29/2018. Release of Transcript Restriction set for 3/29/2018. (se) (Entered: 12/29/2017)
12/29/2017	151	REDACTED APPEAL TRANSCRIPT OF PRELIMINARY INJUNCTION HEARING, VOLUME IV, held November 3, 2017, before Judge Senechal, re 139 Notice of Appeal. Court Reporter/Transcriber Sandra E. Ehrmantraut, Telephone number 701-530-2337. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Request Redaction due 1/5/2018. Redaction Request due 1/19/2018. Redacted Transcript Deadline set for 1/29/2018. Release of Transcript Restriction set for 3/29/2018. (se) (Entered: 12/29/2017)
06/13/2019	152	USCA JUDGMENT as to 139 Notice of Appeal, filed by Sanford Health, Mid Dakota Clinic, P.C., Sanford Bismarck (Attachments: # 1 USCA8 Opinion)(rh) (Entered: 06/13/2019)