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UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF IDAHO

SAINT ALPHONSUS MEDICAL CENTER,  
NAMPA, INC., TREASURE VALLEY  
HOSPITAL LIMITED PARTNERSHIP,  
SAINT ALPHONSUS HEALTH SYSTEM,  
INC., AND SAINT ALPHONSUS  
REGIONAL MEDICAL CENTER, INC.,

Plaintiffs,

v.

ST. LUKE'S HEALTH SYSTEM, LTD, and  
ST. LUKE'S REGIONAL MEDICAL  
CENTER, LTD.,

Defendants.

FEDERAL TRADE COMMISSION; STATE  
OF IDAHO

Plaintiffs,

v.

ST. LUKE'S HEALTH SYSTEM, LTD.;  
SALTZER MEDICAL GROUP, P.A.

Defendants

Case No. 1:12-cv-00560-BLW (Lead Case)

**DEFENDANTS' MOTION FOR LEAVE  
TO FILE SUR-REPLY BRIEF IN REPLY  
TO PRIVATE PLAINTIFFS' REPLY  
MEMORANDUM ON ENTITLEMENT  
TO ATTORNEYS' FEES AND COSTS**

Case No. 1:13-cv-00116-BLW

**DEFENDANTS' MOTION FOR LEAVE TO FILE SUR-REPLY BRIEF IN REPLY TO  
PRIVATE PLAINTIFFS' REPLY MEMORANDUM ON ENTITLEMENT TO  
ATTORNEYS' FEES AND COSTS - 1**

Defendants St. Luke's Health System, LTD and St. Luke's Regional Medical Center, Ltd. ("Defendants") respectfully move for leave to file a 8 page Sur-Reply Brief in Reply to Private Plaintiffs Reply Memorandum on Entitlement to Attorneys' Fees and Costs, which Defendants have lodged with this Motion. Defendants' rely on the accompanying Memorandum in Support of Defendants' Motion for Leave to File Sur-Reply Brief in Reply to Private Plaintiffs Reply Memorandum on Entitlement to Attorneys' Fees and Costs, the accompanying Sur-Reply Brief, and the pleadings on file in this matter.

DATED: May 5, 2014.

HOLLAND & HART LLP

/s/ J. Walter Sinclair

J. Walter Sinclair

SIDLEY AUSTIN, LLP

Jack R. Bierig (*admitted pro hac vice*)

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## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on May 5, 2014, I filed the foregoing **DEFENDANTS' MOTION FOR LEAVE TO FILE SUR-REPLY BRIEF IN REPLY TO PRIVATE PLAINTIFFS' REPLY MEMORANDUM ON ENTITLEMENT TO ATTORNEYS' FEES AND COSTS** electronically through the CM/ECF system, which caused the following parties or counsel to be served by electronic means, as more fully reflected in the Notice of Electronic Filing:

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By: /s/ J. Walter Sinclair  
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