

**BENCH TRIAL - DAY 18**

**UNITED STATES DISTRICT COURT FOR THE DISTRICT OF IDAHO**

Date: 10/21/2013

Case No. 1:12-CV-560-BLW

Judge: B. Lynn Winmill

Place: Boise

Deputy Clerk: Jamie Gearhart

Reporter: Tammy Hohenleitner

Time: 5 hours and 48 minnutes

Saint Alphonsus Medical Center - Nampa Inc., et al v. St Luke's Health System, LTD, et al

Counsel for Saint Alphonsus: David Ettinger and Keely Duke

Counsel for FTC: Peter Herrick, Thomas Greene, Henry Su, and Michael Perry

Counsel for State of Idaho: Brett DeLange and Eric Wilson

Counsel for Treasure Valley: Raymond Powers

Counsel for St. Luke's: Jack Bierig, Scott Stein, Ben Keith, Walt Sinclair, and Charles Schafer

Counsel for Saltzer Medical Group: Brian Julian

**WITNESSES**

Plaintiff's Rebuttal:

- 1) David Dranove
- 2) Kenneth W. Kizer
- 3) James Robert Polk

**EXHIBITS**

Plaintiff: 1772, 1773, 1774, 1775, 1776, 1777, 1778, 1779, 1780, 1781, 1782, 1783, 1784, 1785, 1786, 1789, 1790, 1791, 1792, 1793, 1794, 1795, 1796, 1797, 1798, 1799, 1802, 1803, 1804, 1805, 1806, 1807, 1808, 1809, 1810, 1811, 1812, 1813, 1816, 1817, 1818, 1819, 1820, 1821, 1822, 1823, 1824, 1825, 1826, 1827, 1800, 1814

Defendant: 2383, 2395, 2398, 2416, 2457, 2460, 2461, 2462, 2463, 2464, 2465, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2570, 2577, 2641, 2642, 2644, 2645, 2646

**DEPOSITIONS**

Plaintiff:

- 1) Lisa Ahern taken 8/19/2013
- 2) Harold Kunz taken 6/11/2013

Defendant:

- 1) David Dranove taken 8/19/2013
- 2) Deborah Haas-Wilson taken 8/23/2013
- 3) Steven Williams taken 3/22/2013

Post Trial Briefing due November 1, 2013

Closing arguments scheduled for November 7, 2013 at 9:00 a.m.

3:37 p.m. - Recess