

7A(c)(4)

LAW OFFICES

[REDACTED]

[REDACTED]

...may be subject to the confidentiality provisions of Section 11 (b) of the Clayton Act which restricts release under ...

February 4, 1993

187-70

Federal Trade Commission  
Pre-Merger Office  
Bureau of Competition  
Sixth & Pennsylvania Avenue  
Room 301, Northwest  
Washington, D.C. 20580

Attention: Ms. Nancy Ovuka

Re: Exemption of California District  
Hospitals from the Hart-Scott-Rodino  
Pre-Merger Notification Requirements

FEB 0 12 09 PM '93

FEDERAL TRADE COMMISSION  
OFFICE OF COMPETITION  
PRE-MERGER NOTIFICATION

Dear Ms. Ovuka:

This letter will confirm our recent telephone conversation concerning your response to our letter of January 14, 1993. In reply to our inquiries set forth in that letter, you stated as follows:

1. Our client, [REDACTED], is a "political subdivision" of the state of California and as such falls under the pre-merger notification "political subdivision" exemption of 15 U.S.C. § 18a(c)4.

2. The assets and income of [REDACTED] and its controlled nonprofit subsidiary would not be pooled for purposes of the income and asset threshold of 15 U.S.C. § 18a(a)2B should the subsidiary acquire a hospital.

[REDACTED]

Federal Trade Commission  
February 4, 1993  
Page 2

3. Should [REDACTED] acquire a hospital through its nonprofit subsidiary, the transaction would not qualify for the "political subdivision" exemption of 15 U.S.C. § 18a(c)4 because the acquiring subsidiary would not be considered a "political subdivision" of the State.

Thank you for your cooperation and assistance in this matter.

Very truly yours,

[REDACTED]

[REDACTED]

cc: [REDACTED]