

**UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION**

COMMISSIONERS: **Lina M. Khan, Chair**
 Rebecca Kelly Slaughter
 Alvaro M. Bedoya
 Melissa Holyoak
 Andrew Ferguson

**IN THE MATTER OF INSULIN:
CAREMARK RX, ET AL.**

Docket No. 9437

**RESPONDENTS EXPRESS SCRIPTS, INC., EVERNORTH HEALTH, INC., MEDCO
HEALTH SERVICES, INC., AND ASCENT HEALTH SERVICES LLC'S
SUPPLEMENTAL NOTICE**

On October 8, 2024, Express Scripts, Inc., Evernorth Health, Inc., Medco Health Services, Inc., and Ascent Health Services LLC (“ESI Respondents”)¹ moved to disqualify Chair Lina M. Khan, Commissioner Alvaro M. Bedoya, and Commissioner Rebecca Kelly Slaughter from participating in the above-captioned matter. As of October 25, 2024, Complaint Counsel has not filed any opposition to these motions to disqualify, and any opposition Complaint Counsel files would now be untimely. The FTC’s rules of practice state that if a party fails to oppose another party’s motion, it “shall be deemed to have consented to the granting of the relief asked for in the motion.” 16 C.F.R. § 3.22(d). Accordingly, and pursuant to the FTC’s rules of practice, Complaint Counsel has consented to the disqualification of Chair Khan, Commissioner Bedoya, and Commissioner Slaughter in this matter.

¹ As explained in the motions, “ESI Respondents” is used for ease of reference and is not an admission or reflection of the corporate realities, functions, or forms of these separate entities.

PUBLIC

Dated: October 25, 2024

Respectfully submitted,

/s/ Charles F. Rule

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