

STATE OF NEW HAMPSHIRE
DEPARTMENT OF STATE

IN THE MATTER OF:)	
)	
Local Government Center, Inc. et al)	Case No.: 2011000036
)	
RESPONDENTS)	
)	

INTERIM ORDER

On August 3, 2016, the BSR filed its *Motion in limine to Exclude Evidence at Upcoming Remand Hearing*. On August 5, 2016, HT filed its *Motion to Exclude Evidence*. That same day, HT also filed its *Motion for Summary Judgment with Incorporated Memorandum of Law on Whether HealthTrust Should Be Ordered to Make Payments to Former HealthTrust Members and Others as Disgorgement or Restitution*. HT responded to the BSR’s motion *in limine* by filing its response on August 12, 2016. Then, the BSR objected to HT’s summary judgment and motion to exclude evidence, with an objection filed on August 15, 2016. Also, filed on August 15, 2016 were the *Intervenor’s Response to HealthTrust’s Motion to Exclude Evidence* and their *Objection to HealthTrust’s Motion for Summary Judgment and Incorporated Memorandum of Law*.

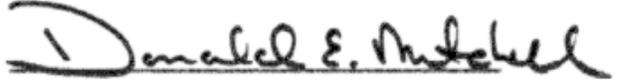
The merits of all pending motions, including the respective objections and responses, are inextricably intertwined with the merits of the matter on remand.

The nature and number of exhibits sought to be allowed, or denied, and the potential related testimony as may be required in the event the subject exhibits are allowed on the merits of the remand, is neither complicated nor extensive. Indeed, the nature and subject of the evidence at issue has received extensive attention and has been the subject of much discussion among the parties. Any potential for prejudice due to surprise or other cause at this stage of the administrative proceeding to any party based on the possible admittance of the subject evidence would be *de minimis*. For these reasons and the purposes of judicial economy, no additional hearings prior to September 8, 2016 will be conducted on the pending motions.

Therefore,

- A. All pending motions will be heard at the hearing on remand, commencing September 8, 2016.
- B. The parties should be prepared to go forward with the presentation of all evidence at the hearing on remand.

So ordered, this 18th day of August, 2016


Donald E. Mitchell, Esq. NH Bar#1773
Presiding Officer

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