

STATE OF NEW HAMPSHIRE
DEPARTMENT OF STATE

IN THE MATTER OF:)
)

Local Government Center, Inc., et al.)

C-2011000036

RESPONDENTS)
_____)

**HEALTHTRUST’S RESPONSE TO PROPOSED INTERVENORS['] REQUEST TO BE
HEAR[D] ON MOTION TO INTERVENE FOR LIMITED PURPOSE OF BEING
HEARD ON QUESTION OF REPAYMENT OF FUNDS**

HealthTrust, Inc. (“HealthTrust”) responds to the Proposed Intervenor’s request to be heard as follows:

1. At the June 9, 2014 hearing, the Presiding Officer inquired about the parties’ position regarding the proposed Intervenor’s motion to intervene. HealthTrust responded that it took no position on the motion. HealthTrust’s counsel also advised the Presiding Officer that he had informed the proposed Intervenor’s counsel that a hearing was scheduled for Monday, June 9, 2014.

2. The proposed Intervenor’s most recent pleading states that they had no notice of the June 9 hearing, were unaware of the hearing, and first became aware of the hearing by reading the newspaper. Attached to this pleading is an email exchange between HealthTrust’s counsel and the proposed Intervenor’s counsel that occurred on the night of June 5 and the morning of June 6, about seven hours before the motion to intervene was filed. The email sent by HealthTrust’s counsel plainly states that, “there is a hearing scheduled for 9:00 a.m. on Monday, June 9, at the LOB.”

4. While the proposed Intervenor's counsel may have forgotten about the email exchange prior to filing the instant motion, the Presiding Officer should be aware that the representation made to it by HealthTrust's counsel was correct.

5. HealthTrust files the present pleading to set the record straight, but otherwise it takes no position on the proposed Intervenor's request or motion.

Respectfully submitted,

HEALTHTRUST, INC.

By Its Attorneys,

Dated: June 11, 2014

/s/ Michael D. Ramsdell
Michael D. Ramsdell (NH Bar #2096)
Ramsdell Law Firm, P.L.L.C.
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/s/ David I. Frydman
David I. Frydman (NH Bar #9314)
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CERTIFICATE OF SERVICE

I certify that I have forwarded copies of this pleading to counsel of record via email.

/s/ Michael D. Ramsdell
Michael D. Ramsdell

Michael Ramsdell

From: Michael Ramsdell
Sent: Friday, June 06, 2014 7:51 AM
To: 'Richard J. Lehmann'; Andru Volinsky
Cc: Felmly, Bruce (BRUCE.FELMLY@MCLANE.com); Patrick Closson (PATRICK.CLOSSON@MCLANE.com); HealthTrust, Inc (dfrydman@healthtrustnh.org)
Subject: RE: In the Matter of LGC: Motion to Intervene

Rick,

HealthTrust takes no position on the motion. So you are aware, PLT is represented by Bruce Felmly and Pat Closson, who I've copied on this email for your convenience. While PLT does not have a say in HealthTrust's distribution of the \$17.1 million, PLT is a party to the pending action.

Also, there is a hearing scheduled for 9:00 a.m. on Monday, June 9, at the LOB.

Michael D. Ramsdell
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From: Richard J. Lehmann [<mailto:rlehmann@nhlawoffice.com>]
Sent: Thursday, June 05, 2014 8:48 PM
To: Michael Ramsdell; Andru Volinsky
Subject: In the Matter of LGC: Motion to Intervene

Gentlemen,

On behalf of the Towns of Salem, Peterborough, Temple, Meredith, Bennington and Plainfield I will be filing a motion to intervene in the the pending case. The intervenors sole interest in the matter is the disposition of the \$17 million that is due to be returned pursuant to the Order.

Please respond and indicate whether you assent, object, take no position, or other.

Thank you,

Richard J. Lehmann
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