

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

FEDERAL TRADE COMMISSION

Plaintiff

v.

COLUMBIA/HCA HEALTHCARE CORPORATION

Defendant.

Civil Action No. 98 1889

FINAL JUDGMENT

Plaintiff, Federal Trade Commission, having commenced this civil action by filing its Complaint herein for alleged violations of an Order issued by the Federal Trade Commission on October 3, 1995, in FTC Docket No. C-3619, of the Agreement to Hold Separate, made a part of that order, and of an Order issued by the Federal Trade Commission on October 24, 1994, in FTC Docket No. C-3538, and Defendant, Columbia/HCA Healthcare Corporation ("Columbia/HCA"), having consented to the entry of this Final Judgment to settle all claims raised in that Complaint without trial or adjudication of any issue of fact or of law herein and without this Final Judgment constituting any evidence against or an admission by any party with respect to any such issue:

NOW, THEREFORE, prior to the taking of any testimony or civil discovery and without trial or adjudication of any issue of fact or of law herein, and upon the consent of the parties hereto, it is hereby

ORDERED, ADJUDGED, AND DECREED as follows:

I.

This Court has jurisdiction of the subject matter herein and of each of the parties consenting hereto. The Complaint states a claim upon which relief may be granted against Columbia/HCA under Sections 5(l) and 16(a)(1) of the Federal Trade Commission Act, 15 U.S.C. §§45(l) and 56(a)(1).

II.

Judgment is hereby entered in favor of the Plaintiff, Federal Trade Commission, and against the Defendant, Columbia/HCA.

III.

Columbia/HCA shall pay to the United States, pursuant to Section 5(l) of the Federal Trade Commission Act, 15 U.S.C. § 45 (l), a civil penalty in the amount of two and one-half million United States dollars (\$2,500,000), which shall be paid and delivered in the following manner:

A. Payment shall be made within thirty (30) days after entry of this Final Judgment;

B. Payment shall be made by wire transfer of funds to the United States Treasury through

the Treasury Financial Communications System;

C. In the event of a default in payment, interest at the rate of eighteen (18) percent per annum shall accrue thereon from the date of the default to the date of the payment.

IV.

Each party shall bear its own cost of the within action.

V.

Entry of this Consent Judgment is in the public interest.

Dated: _____, 1998

United States District Judge

