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UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION

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

In the Matter of

Caremark Rx, LLC,

Zinc Health Services, LLC,

Express Scripts, Inc.,

Evernorth Health, Inc.,

Medco Health Services, Inc.,

Ascent Health Services LLC,

Docket No. 9437

COMPLAINT CONSEL'S RESPONSE TO ESI RESPONDENTS' SPPLEMENTAL NOTICE

On October 25, 2024, Express Scripts, Inc., Counsel did not file an opposition to ESI Respondents' Moti
Commissioner Bedoya, and Commissioner Slaughter, Complaint Counsel has consented to the

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disqualification. While 16 C.F.R. § 3.22(d) permits Complaint Counsel to file a response to any

motion, nothing in the rules requires a non-moving party to respond to a motion to disqualify

under 16 C.F.R. § 4.17. "Motions filed under § 4.17 of this chapter shall be directly referred to

and ruled on by the Commission." 16 C.F.R. § 3.22(a). Complaint Counsel is not involved in the

determination of motions to disqualify Commissioners under 16 C.F.R. § 4.17 and thus takes no

position on ESI's Motions to Disqualify in this matter.

Dated: October 30, 2024   Respectfully submitted,

                                                  /s/ Rebecca L. Egeland
                                                  Rebecca L. Egeland

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                                                  Counsel Supporting the Complaint

CERTIFICATE OF SERVICE

I hereby certify that on October 30, 2024, I filed the foregoing document electronically using the FTC's E-Filing System, which will send notification of such filing to:

April Tabor
Secretary
Federal Trade Commission
600 Pennsylvania Ave., NW, Rm. H-113

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/s/ Rebecca L. Egeland
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