IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	Case No. 1:05-cv-431
	)	
vs.	)	Hon. Sandra S. Beckwith, C.J.
	)	
FEDERATION OF PHYSICIANS AND DENTISTS, *et al.*	)	Hon. Timothy S. Hogan, M.J.
	)	
	)	
Defendants.	)	

PLAINTIFF UNITED STATES' MOTION FOR PARTIAL SUMMARY JUDGMENT OF LIABILITY AGAINST THE FEDERATION OF PHYSICIANS AND DENTISTS AND LYNDA ODENKIRK

Pursuant to Fed.R.Civ.P. 56, the United States of America respectfully moves the court for an order granting partial summary judgment on the liability of the two active defendants in the case, the Federation of Physicians and Dentists, and Lynda Odenkirk. These defendants orchestrated an antitrust conspiracy in violation of Section 1 of the Sherman Act, 15 U.S.C. § 1. The grounds for this motion are fully set forth in the accompanying brief.

The United States is initially filing its legal memorandum and exhibits under seal in accordance with paragraph 11 of the Protective Order (Dkt. Entry #25). Once any disputes over confidentiality are resolved as prescribed by the Protective Order the United States will file a public version of its brief and annexed exhibits.

Dated: January 26, 2006

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on January 26, 2006, I electronically filed the foregoing Plaintiff United States' Motion for Partial Summary Judgment of Liability against the Federation of Physicians and Dentists and Lynda Odenkirk with the Clerk of the Court using the CM/ECF system which will send notification of such filing to Donald J. Mooney, Jr., Esq. (Trial Attorney for Defendant Federation of Physicians and Dentists and Defendant Lynda Odenkirk), and I hereby certify that I have caused the foregoing to be sent via electronic mail and overnight courier, shipping charges prepaid, to the following non CM/ECF participant:

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