

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

ELECTRICAL MEDICAL TRUST and
PLUMBERS LOCAL UNION NO. 68
WELFARE FUND,

Plaintiffs,

v.

U.S. ANESTHESIA PARTNERS, INC.,
U.S. ANESTHESIA PARTNERS
HOLDINGS, INC., and U.S. ANESTHESIA
PARTNERS OF TEXAS, P.A.,

Defendants.

Civil Case No. 4:23-cv-04398

**JOINT STATUS REPORT REGARDING
DISCOVERY**

Hon. Alfred H. Bennett

Pursuant to the agreement in their previous joint status report (ECF No. 171), Plaintiffs Electrical Medical Trust and Plumbers Local Union No. 68 Welfare Fund (“EMT Plaintiffs”) and Defendants U.S. Anesthesia Partners, Inc., U.S. Anesthesia Partners Holdings, Inc., and U.S. Anesthesia Partners of Texas, P.A. (“USAP”) submit this joint status report to update the Court on the progress of discovery.

Listed below are discovery issues that are pending before the Court or that the parties continue to negotiate and may raise at a future date. The parties propose to file their next joint status report on March 27, 2026.

A. Third-Party FTC Litigation Materials (Completed)

The parties previously agreed to a process for notifying third parties that their materials from *Federal Trade Commission v. U.S. Anesthesia Partners, Inc.*, No. 4:23-cv-03560 (S.D. Tex.) (the “FTC Case”) will be produced in this action. USAP has reproduced all non-party productions produced in the FTC Action except for a subset of non-party production documents from United.

B. Amended Scheduling Order (In Progress)

Pursuant to the Coordination Order, the parties have agreed “to make reasonable efforts to coordinate the fact discovery deadlines” in this Action and *Musharbash v. U.S. Anesthesia Partners, Inc.*, No. 4:25-cv-00116 (S.D. Tex.) (Bennett, J.) (the “Musharbash Case”). Coordination Order ¶ 5. Accordingly, the EMT Plaintiffs and USAP have agreed to extend the deadline for the close of fact discovery in this Action and to amend the operative Scheduling Order (ECF No. 145). The parties have agreed to June 30, 2026, as the amended deadline for the close of fact discovery. Consistent with the Court’s direction during the January 9, 2026 hearing, the parties are negotiating the remainder of the amended schedule, including date ranges for proposed trial settings.

C. USAP’s Productions and Search Terms (In Progress)

USAP has produced more than 400,000 documents to date. The parties have agreed to search terms for USAP’s document. USAP is reviewing documents returned by those search terms.

D. Plaintiffs’ Productions (In Progress)

The EMT Plaintiffs have produced more than 13,000 documents to date. The EMT Plaintiffs substantially completed production of documents responsive to all presently agreed-upon search parameters in December 2025. The parties continue to negotiate search parameters for one of USAP’s requests for production. USAP is continuing to review the EMT Plaintiffs’ production to identify any deficiencies and determine whether additional document productions or custodians are necessary. The EMT Plaintiffs continue to meet with UnitedHealthcare Group regarding Plumbers’ claims data.

Dated: January 15, 2026

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that the foregoing was duly served upon all Counsel of record via the Court's CM/ECF system on January 15, 2026.

By: /s/ Brendan P. Glackin