

**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,

By: /s/ Geoffrey M. Klineberg  
Geoffrey M. Klineberg (D.C. Bar No. 444503)  
(*pro hac vice*)  
Attorney-in-Charge  
Kenneth M. Fetterman (D.C. Bar No. 474220)  
(*pro hac vice*)  
Bradley E. Oppenheimer (D.C. Bar No.  
1025006) (*pro hac vice*)  
KELLOGG, HANSEN, TODD, FIGEL &  
FREDERICK, P.L.L.C.  
1615 M Street N.W., Suite 400  
Washington, D.C. 20036  
Tel: (202) 326-7900  
Fax: (202) 326-7999  
gklineberg@kellogghansen.com  
kfetterman@kellogghansen.com  
boppenheimer@kellogghansen.com  
  
David J. Beck (TX Bar No. 00000070)  
(Federal I.D. No. 16605)  
Garrett S. Brawley (TX Bar No. 24095812)  
(Federal I.D. No. 3311277)  
BECK REDDEN LLP  
1221 McKinney Street, Suite 4500  
Houston, TX 77010  
Tel: (713) 951-3700  
Fax: (713) 951-3720  
dbeck@beckredden.com  
gbrawley@beckredden.com

Karl S. Stern (TX Bar No. 19175665) (Federal  
I.D. No. 04870)  
Christopher D. Porter (TX Bar No. 24070437)  
(Federal I.D. No. 1052367)  
Julianne Jaquith (TX Bar No. 24134925)  
(Federal I.D. No. 3921126)  
Melanie Guzman (TX Bar No. 24117175)  
(Federal I.D. No. 3745044)  
QUINN EMANUEL URQUHART &  
SULLIVAN, LLP  
700 Louisiana St., Suite 3900  
Houston, TX 77002  
Tel: (713) 221-7000

By: /s/ Brendan P. Glackin  
Brendan P. Glackin (CA Bar No. 199643) (*pro  
hac vice*)  
Attorney-In-Charge  
Lin Y. Chan (CA Bar No. 255027) (*pro hac  
vice*)  
Nimish Desai (TX Bar No. 24105238, S.D.  
Tex. Bar No. 3370303)  
Jules A. Ross (CA Bar No. 348368) (*pro hac  
vice*)  
Benjamin A. Trouvais (CA Bar No. 353034)  
(*pro hac vice*)  
LIEFF CABRASER HEIMANN &  
BERNSTEIN, LLP  
275 Battery Street, 29th Floor  
San Francisco, CA 94111-3339  
Phone: (415) 956-1000  
Fax: (415) 956-1008  
bglackin@lchb.com  
lchan@lchb.com  
ndesai@lchb.com  
jross@lchb.com  
btrouvais@lchb.com

*Counsel for EMT Plaintiffs and the Proposed  
Class*

Fax: (713) 221-7100  
karlstern@quinnmanuel.com  
chrisporter@quinnmanuel.com  
juliannejaquith@quinnmanuel.com  
melanieguzman@quinnmanuel.com

*Counsel for Defendant U.S. Anesthesia  
Partners, Inc.*

**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*