

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA
WEST PALM BEACH DIVISION**

Case No. 9:25-cv-80526-MIDDLEBROOKS/MATTHEWMAN

GOOD SAMARITAN MEDICAL
CENTER, INC., et al.,

Plaintiffs,

v.

THE LEAPFROG GROUP,

Defendant.

PRETRIAL STIPULATION

Pursuant to Local Rule 16.1(e) and this Court’s Pretrial Scheduling Order (ECF 36), Plaintiffs Good Samaritan Medical Center, Delray Medical Center, Palm Beach Gardens Medical Center, St. Mary’s Medical Center, and West Boca Medical Center (the “Community Hospitals”) and Defendant The Leapfrog Group (“Leapfrog”), by and through their respective counsel, hereby file this Joint Pretrial Stipulation.

I. STATEMENTS OF THE CASE

A. The Community Hospitals’ Statement of the Case

This lawsuit seeks to hold Leapfrog accountable for its unfair and deceptive practices concerning the so-called “Safety Grades” it assigns to hospitals. Leapfrog describes itself as a nonprofit “watchdog” whose mission is to provide transparent, data-driven assessments of hospital safety. But what it does not tell consumers is that the methodology behind its biannual Safety Grades is arbitrary and designed to penalize hospitals that do not participate in the Hospital Survey. Leapfrog assigns participating hospitals a Safety Grade (“A,” “B,” “C,” “D,” or “F”) based on information these hospitals voluntarily report to Leapfrog’s 350-page “Hospital Survey.” But when a hospital (like the Community Hospitals) declines to participate in Leapfrog’s Survey, Leapfrog automatically “imputes”—*i.e.*, arbitrarily and punitively assigns—that hospital the

lowest possible score on four of the Survey's safety measures. It then uses those scores to calculate an overall Safety Grade for the hospital.

Applying this rigged methodology, Leapfrog assigned the Community Hospitals failing "D" and "F" Safety Grades in Fall 2024, Spring 2025, and Fall 2025. Leapfrog launched a public campaign to broadcast these Grades while simultaneously lying to the public by telling it that a hospital's Safety Grade is *not* affected by whether that hospital participates in Leapfrog's Survey. The ensuing harm has been predictable: Leapfrog's ongoing deception has caused patients, physicians, and insurers to believe the Community Hospitals are unsafe and, as a result, is inflicting serious ongoing injuries to those hospitals, including reputational harms, resource diversion to address patient complaints, and declining admissions in numerous categories (such as births, elective procedures, and emergency-room visits). The Community Hospitals are entitled to an injunction to stop Leapfrog's ongoing FDUTPA violation.

Leapfrog began assigning failing Safety Grades to nonparticipating hospitals in Fall 2024, in a move its own witnesses contemporaneously described as "a simple business decision." The reason why is simple: Survey participation drives Leapfrog's revenue. Leapfrog earns most of its income from licensing the Survey data and Safety Grade accolades. So, when hospital participation in the Survey fell in 2023, Leapfrog's board decided to "focus on growing revenues." But Leapfrog recognized a problem: the new methodology is "arbitrar[y]," "[d]rastic," and "penalizing" to hospitals that decline to participate in the Survey and thus would appear illegitimate if its coercive purpose were disclosed. The trick, then, was to quietly implement this punitive, non-data-driven methodology while publicly maintaining Leapfrog's image as an objective, data-driven watchdog of hospital safety.

Leapfrog did so through a complex web of clear misrepresentations to the public. First, Leapfrog tells the public that a hospital's participation in the Survey does not affect its Safety Grade. But participation *does* affect the Safety Grade: Because the Community Hospitals did not fall in line and complete Leapfrog's "voluntary" Survey, Leapfrog automatically flunked them on four safety measures (the "Four Measures"). Second, Leapfrog tells the public that it does not assign Safety Grades to hospitals when it lacks sufficient data for those hospitals. But that is precisely what its punitive methodology does—it assigns flunking scores on the Four Measures based on a *lack* of data. Third, Leapfrog tells the public that its methodology is peer reviewed. But Leapfrog's own briefs have recognized that the opposite is true, its witnesses have confirmed the

same, and they have likewise admitted that Leapfrog’s new methodology was a business decision, not one compelled by scientific rigor or checked through peer review. Fourth, Leapfrog uses “gas gauge” graphics on its website to mislead the public into believing that the Community Hospitals perform “[w]orse than average” on the imputed safety measures when, in reality, Leapfrog lacks any data on those measures. These and many other examples demonstrate that Leapfrog’s conduct is “deceptive” under FDUTPA.

Leapfrog’s flimsy defenses on FDUTPA’s “deception” prong are no excuse. Leapfrog claims that it is “extraordinarily transparent” because its website contains a hyperlinked document that tries to explain its methodology, including an opaque discussion of how Leapfrog imputes failing scores for the Four Measures for hospitals that do not participate in its Survey. But Leapfrog’s argument rests on a misunderstanding of the legal standard. FDUTPA asks if a *reasonable* consumer is *likely* to be misled—not whether highly sophisticated healthcare personnel could avoid being misled by navigating through the bowels of a website and parsing an arcane methodology document that, according to Leapfrog’s own CEO, is “not that accessible to the average layman.” That admission is borne out by Leapfrog’s own Google Analytics data, which shows that only about three percent of visitors to the Community Hospitals’ Safety Grade webpages actually downloaded the methodology document. Thus, there is no doubt that the representations discussed above would likely lead a reasonable consumer to believe the Safety Grade is an objective, data-based report of the Community Hospitals’ safety performance—not an indicator of whether they participated in Leapfrog’s Survey.

Leapfrog’s conduct is also unfair under FDUTPA. Leapfrog’s coercive and deceptive conduct “offends established public policy” and is “oppressive” and “unscrupulous.” *PNR, Inc. v. Beacon Property Management, Inc.*, 842 So. 2d 773, 777 (Fla. 2003). Leapfrog, by its own admission, arbitrarily penalizes hospitals with low Safety Grades, without supporting data, to coerce hospitals into responding to its Survey, then dishonestly represents those Grades to the public as neutral and data-driven. That punitive bait-and-switch is unfair as a matter of law. Consumers have a right to truthful information—especially when it bears on important consumer choices, such as where to seek lifesaving healthcare. Leapfrog’s bullying and deceptive practices have no redeeming benefit. And consumers could not reasonably avoid Leapfrog’s unlawful practices. The only beneficiary of Leapfrog’s behavior is Leapfrog’s own coffers.

Leapfrog's unfair and deceptive conduct caused substantial and predictable harm to many different groups of consumers. For example, a major insurance company, Humana, was deceived by Leapfrog into believing the Community Hospitals are unsafe and thus cited Leapfrog's Safety Grades when urging the Hospitals to address "performance on safety measures." Community members have questioned the Hospitals' competence based on the Safety Grades. Patients have cancelled procedures in the wake of the Safety Grades. Physicians have signed up with competitors citing the Safety Grades. And the Community Hospitals (themselves "consumers" under FDUTPA) suffered severe reputational and operational blowback from Leapfrog's conduct.

Leapfrog cannot credibly feign ignorance about how its deception has harmed consumers: Its own materials tell patients to "*always* decide on where to receive care based on a hospital's current Safety Grade" and claim that "millions" of people have done so. Those materials even highlight a patient who drove 400 miles to reach an "A" hospital after seeing "the hospitals closest to him did not perform well" on Leapfrog's Grade. Yet it now claims no one actually relies on its Safety Grades, and thus there is no evidence of harm. Leapfrog's successful public campaign to induce reliance on the Grades directly undermines its made-for-litigation assertion that its deception has caused no consumer harm.

Leapfrog's misconduct has also aggrieved the Community Hospitals—therefore satisfying the second element of FDUTPA. The aggrievement standard is expansive and merely requires some specific, nonspeculative grievance. All Community Hospitals were subject to a media firestorm ignited by their "failing" Safety Grades. Their CEOs testified that they were forced to divert time and resources to dealing with newfound complaints after Leapfrog's Safety Grades issued. And all pointed to concrete operational and reputational harms. Palm Beach CEO Eric Cazares, for example, testified that "patients" were "complaining about the hospital's low safety score." ECF 88-90 (Cazares), at 89:19-21. Likewise, all testified about how admissions for multiple types of procedures declined. That the Community Hospitals have not presented Leapfrog with a detailed accounting of the precise economic injuries caused is irrelevant; the Community Hospitals do not seek to recover actual damages. Nor have the Community Hospitals sought to prove that the reputational harms they have suffered are caused entirely and exclusively by Leapfrog; this too the law does not require. The Community Hospitals have indisputably suffered reputational harm due to Leapfrog's false Safety Grades, satisfying the statute's requirement that

they show aggrievement due to Leapfrog's conduct. Nothing more is required. *See* ECF 41 at 6. An injunction is necessary to end these significant and ongoing harms.

Accordingly, the Community Hospitals have demonstrated entitlement to, at minimum, the following relief:

- (1) A declaratory judgment that Leapfrog's Hospital Safety Grades are deceptive or unfair and therefore violate FDUTPA; and
- (2) A permanent injunction (a) barring Leapfrog from grading the Community Hospitals in its Hospital Safety Grades, (b) compelling Leapfrog to remove the Hospital Safety Grades previously assigned to the Community Hospitals from all of Leapfrog's websites or similar materials within 5 business days of judgment, and (c) compelling Leapfrog to take all reasonable and diligent efforts to ensure that entities licensing its Hospital Safety Grades to the Community Hospitals remove such Hospital Safety Grades from their materials within 30 days of judgment, with Leapfrog to file a declaration documenting the reasonable and diligent efforts it has undertaken within 45 days of judgment.

B. The Leapfrog Group's Statement of the Case

This case is a challenge by five Tenet-owned hospitals to The Leapfrog Group's Hospital Safety Grades under the Florida Deceptive and Unfair Trade Practices Act (FDUTPA). Plaintiffs seek to enjoin Leapfrog from publishing letter grades that they simply dislike. The operative record shows no deception, no unfairness, and most critically, no consumer injury. Plaintiffs' lawsuit is nothing more than an attempt to contort a consumer-protection statute into a tool to suppress transparent, critical patient safety information from Florida consumers. But, the fact of the matter remains that each of the Plaintiff hospitals is low performing on critical patient safety measures and Leapfrog is *not* their only critic.

Leapfrog is an independent, national not-for-profit whose mission is to improve patient safety through public transparency by publishing both its Hospital Survey and Hospital Safety Grades. The Leapfrog Survey was first launched in 2001 and has always been a free and voluntary tool made publicly available for all hospitals across the country to utilize for benchmarking regardless of their eligibility for a Safety Grade. The Survey assists hospitals in a collecting and monitoring data related to their C-section rates, rates of early elective deliveries, rates of episiotomy, high-risk delivery capabilities, practices for safer health care (including hand hygiene,

nursing workforce, culture of safety, leadership pertaining to safety and teamwork training), safe surgical volumes for high-risk surgeries, ICU staffing to reduce mortality, infection rates for hospital-acquired infections, a hospitals' Never Events policies, and use of bar code technology to reduce medication errors. Under the guidance of 13 separate world-renowned expert panels, the Survey is reviewed annually, and criteria is updated as the healthcare field develops and advances.

Leapfrog's Hospital Safety Grades were first launched in 2012 – 11 years after the Survey. Safety Grades are published twice annually for hospitals who meet Leapfrog's eligibility requirements. The Safety Grades are a consumer-facing A–F composite score grounded in 22 nationally recognized safety measures, with its methodology and data sources publicly disclosed and free to the public. Since the inception of the Safety Grade, Leapfrog has gone to great lengths to continuously improve its underlying scoring methodology and safety measures as the healthcare field inevitably evolves. Plaintiffs attempt to portray a Leapfrog's improvements as “drastic” and “arbitrary,” but to be abundantly clear, Leapfrog used an imputation method and assigned “Limited Achievement” both pre- and post- Fall 2024, which is the very crux of Plaintiffs' complaints.

Under the guidance of its 10-member Safety Grade Expert Panel, Leapfrog refined its methodology in Fall 2024 to address a bias that inadvertently advantaged non-reporting hospitals on four measures (CPOE, BCMA, ICU Physician Staffing, and Hand Hygiene). For non-reporting hospitals lacking recent historical data, the revised approach imputes the lowest performance category score (“Limited Achievement”) for those four measures so that hospitals that choose not to report its safety data to the public do not receive the benefit of participating hospitals' improvements. Aside from this targeted correction, eligibility, weighting, measures, and performance categories remained unchanged. Nonetheless, Leapfrog published its proposed changes to the Fall 2024 methodology six months before releasing the fall Safety Grades, requested public comments, published responses to public comments, and final changes five months prior to releasing the fall Safety Grades. Indeed, Leapfrog even extended its deadline for Survey responses for all eligible hospitals that may wish to have their Survey data used in their Fall 2024 Safety Grade.

Consistent with its mission, Leapfrog prominently discloses its methodology—including how it imputes scores for non-reporting hospitals—in plain language on each hospital's Safety Grade page, publishes and links the full methodology, and places conspicuous, red, bold notices and asterisks indicating where a hospital declined to report. Further, Leapfrog reminds consumers

that the “information viewed on this site is not intended to be the only or primary means for evaluating hospital quality nor is it intended to be relied upon as advice or a recommend or an endorsement about which hospitals to use or the quality of medical treatment that you receive.” Consumers are otherwise encouraged to only consider a hospital’s *current* Safety Grade, rather than a past Safety Grade, and consult with their treating physicians. Plaintiffs’ claims fail on the indispensable FDUTPA element of consumer harm. After extensive discovery, Plaintiffs cannot identify a single patient who was injured, misled into foregoing needed care, or suffered any adverse outcome due to a Leapfrog Safety Grade. Their “evidence” consists of hearsay, speculation, and generalized assertions of reputational harm, which are legally insufficient. The Eleventh Circuit and Florida courts are clear: FDUTPA requires proof of actual, non-hypothetical injury to consumers and rather *not* conjecture that some consumers “might” be misled. Plaintiffs offer none.

Nor can Plaintiffs show deception. Under the reasonable consumer standard, Leapfrog’s Safety Grade pages, detailed score tables, asterisked disclosures, FAQs, and linked 29-page methodology make clear what the Safety Grade measures are, which data may be missing, how imputation works, and that the Safety Grade is one input among many for consumers making health decisions. Courts routinely reject deception claims where accurate disclosures and context dispel alleged consumer confusion. Here, the disclosures are thoughtful, conspicuous, and tailored to a consumer audience making careful healthcare choices.

Nonetheless, Plaintiffs’ own performance corroborates the challenged grades: CMS star ratings and Mayo Clinic’s HealthLocator place these hospitals at or near the bottom of peer performance in multiple measures of safety and quality. To be sure, between Spring and Fall 2024, West Boca’s Safety Grade *did not change*, and Delray had what it considers a “failing grade” in both grade cycles. The “unfairness” theory fares no better. Plaintiffs identify no substantial consumer injury, and any speculative harm is outweighed by the substantial public benefits of transparent safety information that empowers patients and incentivizes improvement. Leapfrog’s content also expressly cautions that patients should not treat the Safety Grade or its website as medical advice, and it directs users to consider clinical capabilities and other care-specific factors—another reason any alleged injury was reasonably avoidable.

Plaintiffs likewise cannot show they are “aggrieved.” Their executives concede they cannot tie any lost patients, physicians, or revenue to Leapfrog’s Safety Grades while some hospitals even

saw increased revenue or admissions after the challenged publications. Plaintiffs also admit to no difficulty in recruiting or retaining nurses or board members and did not experience any negative impact on their brand recognition. Furthermore, there is absolutely no evidence of any harm *caused* by the Safety Grades as opposed to other market forces like the increased healthcare competition in Palm Beach County or the dynamics of a mobile population. Speculation, hearsay, and “impressions” do not meet FDUTPA’s requirements to be “aggrieved” or to prove its alleged cause.

The Florida Legislature directed courts to construe FDUTPA liberally to protect consumers and legitimate businesses, to align Florida law with established federal consumer-protection policy, and to give due consideration and great weight to Federal Trade Commission. Under those authorities, actionable deception or unfairness turns on material consumer injury—not mere disagreement with a disclosed methodology or speculation about reputational effects. Recasting FDUTPA to silence public service ratings completely undermines the statute’s purposes by depriving consumers of public utility that is historically concealed by healthcare providers. Indeed, this is precisely the opposite of what the Florida Legislature intended for its consumers.

Finally, Plaintiffs’ suit targets core speech on a matter of public concern squarely within the protection of Florida’s Anti-SLAPP statute. Because the claim fails as a matter of law and seeks to silence protected, transparent consumer information, anti-SLAPP relief is warranted.

In short, Plaintiffs challenge a fully disclosed methodology and consumer education effort with no evidence of consumer harm. That failure of proof is dispositive under FDUTPA. Leapfrog denies all allegations, and judgment should be entered in its favor.

II. BASIS OF FEDERAL JURISDICTION

The Court has jurisdiction under 28 U.S.C. § 1332.

III. PLEADINGS RAISING THE ISSUES

The following pleadings frame the issues in this case:

- The Community Hospitals’ Amended Complaint (ECF 74)
- Leapfrog’s Answer to Amended Complaint and Affirmative Defenses (ECF 75)

IV. UNDISPOSED OF MOTIONS OR OTHER MATTERS REQUIRING ACTION BY THE COURT

The following motions and other matters remain pending:

Title of Motion	ECF No.		
	Mot.	Opp.	Reply
The Community Hospitals' Motion for Summary Judgment	86	102	107
The Community Hospitals' Motion to Exclude Leapfrog's Expert Witnesses	96	111	121
The Leapfrog Group's Daubert Motion to Exclude Expert Testimony	97	114	126
The Leapfrog Group's Omnibus Motion in Limine	98	118	123
The Leapfrog Group's Motion for Summary Judgment	99	115	124

a. The parties stipulate to jointly move the Court:

- To admit into evidence at the beginning of trial all Plaintiffs' Exhibits listed in Schedule A as not objected to, all Defendants' Exhibits listed in Schedule B as not objected to, and all Joint Exhibits listed in Schedule C.
- To grant permission for staff of the parties' counsel to bring technology, including cellphones and laptops, into the courthouse during trial.

V. UNCONTESTED FACTS THAT WILL REQUIRE NO PROOF AT TRIAL

A. The Parties

1. The Community Hospitals—Good Samaritan Medical Center, Inc., Delray Medical Center Inc., Palm Beach Gardens Community Hospital, Inc., St. Mary's Medical Center, Inc., and West Boca Medical Center, Inc. ("Good Samaritan," "Delray," "Palm Beach Gardens," "St. Mary's," and "West Boca" respectively)—are five South Florida hospitals.

2. Delray is incorporated in Florida, with its principal place of business at 5352 Linton Blvd., Delray Beach, Florida 33484.

3. Delray is an accredited hospital with 536 licensed beds.

4. Heather Havericak is the CEO of Delray and testified as a Fed. R. Civ. P. 30(b)(6) witness in fact discovery during her deposition held on September 19, 2025.

5. Good Samaritan is incorporated in Florida, with its principal place of business at 1309 N. Flagler Dr., West Palm Beach, Florida 33401.

6. Good Samaritan is an accredited hospital with 333 licensed beds.

7. Sheri Montgomery is the CEO of Good Samaritan and testified as a Fed. R. Civ. P. 30(b)(6) witness in fact discovery during her deposition held on September 15, 2025.

8. Palm Beach Gardens is incorporated in Florida, with its principal place of business at 3360 Burns Road, Palm Beach Gardens, Florida 33410.

9. Palm Beach Gardens is an accredited hospital with 199 licensed beds.
10. Erik Cazares is the CEO of Palm Beach Gardens and testified as a Fed. R. Civ. P. 30(b)(6) witness in fact discovery during his deposition held on September 24, 2025.
11. St. Mary's is incorporated in Florida, with its principal place of business at 901 45th St., West Palm Beach, Florida 33407.
12. St. Mary's is an accredited hospital with 413 licensed beds.
13. Cynthia McCauley is the CEO of St. Mary's and testified as a Fed. R. Civ. P. 30(b)(6) witness in fact discovery during her deposition held on September 24, 2025.
14. West Boca is incorporated in Florida, with its principal place of business at 21644 State Road 7, Boca Raton, Florida 33428.
15. West Boca is an accredited hospital with 195 licensed beds.
16. Jared Hanlon is the CEO of West Boca and testified as a Fed. R. Civ. P. 30(b)(6) witness in fact discovery during his deposition held on September 23, 2025.
17. At the time of her deposition on September 25, 2025, Regina West was the Director of Quality for St. Mary's and simultaneously served as the Market Director of Quality for the Palm Beach Health Network.
18. The Leapfrog Group ("Leapfrog") is incorporated in the District of Columbia, with its principal place of business at 1775 K Street, NW, Suite 400, Washington, D.C. 20006.
19. The Leapfrog Group was founded in 2000.
20. Leah Binder is the President and CEO of Leapfrog and testified as a Fed. R. Civ. P. 30(b)(6) witness in fact discovery during her deposition held on September 22, 2025.
21. Melissa Danforth is the Senior Vice President for Healthcare Ratings and testified as a Fed. R. Civ. P. 30(b)(6) witness in fact discovery during her deposition held on September 18, 2025.
22. Alexandra Campione is Leapfrog's Program Manager for Health Care Ratings.
23. Lauren Bailey is Leapfrog's Director of Communications.
24. Kush Banerjee is Leapfrog's Director of Licensing Programs.
25. Karen Jupiter is Leapfrog's Vice President for Development.
26. Katie Stewart is Leapfrog's Director of Health Care Ratings.

27. Dr. Patrick Romano, M.D., is a Professor of internal medicine and pediatrics at the University of California at Davis and is a member of Leapfrog's Hospital Safety Grade Expert Panel.

28. Dr. Matthew Austin, Ph.D., is an Associate Professor of anesthesiology and critical care medicine at the Armstrong Institute for Patient Safety and Quality at Johns Hopkins University School of Medicine and serves as a Principal Investigator for Leapfrog. In this role as Principal Investigator, Dr. Austin manages the Hospital Safety Grade Expert Panel process and oversees the Hospital Safety Grade research base.

29. Karen Van Caulil is the President and CEO of the Florida Alliance for Healthcare Value and serves on Leapfrog's Board of Directors.

B. Leapfrog's Hospital Survey

30. The Leapfrog Hospital Survey ("Survey") was first issued in 2001.

31. The Survey has been and is available on the leapfroggroup.org website to any hospital in the United States of America to complete.

32. The 2025 Survey is 353 pages.

33. The 2024 Survey was 330 pages.

C. Leapfrog's Hospital Safety Grade

34. Leapfrog assigns general acute-care hospitals across the United States a Leapfrog Hospital Safety Grade ("Safety Grade").

35. Leapfrog calculates Safety Grades using its current Scoring Methodology for each respective grading cycle.

36. In 2024, Leapfrog assigned a Safety Grade to at least 3,130 hospitals and at least 885 of those hospitals did not respond to the Survey. In 2025, Leapfrog assigned a Safety Grade to at least 2,829 hospitals and at least 592 of those hospitals did not respond to the Survey.

37. Leapfrog Safety Grades are displayed for consumers on Leapfrog's website, hospitalsafetygrade.org.

38. The Safety Grade is a lettered grade of A, B, C, D, or F.

39. Leapfrog's lettered grading system is intended to be consumer friendly.

40. Leapfrog assigns hospitals a Safety Grade twice a year, once in the spring and once in the fall.

41. Leapfrog assigned a Safety Grade to 191 hospitals in Florida in Fall 2024.

- 42. Leapfrog assigned a Safety Grade to 191 hospitals in Florida in Spring 2025.
- 43. Leapfrog assigned a Safety Grade to 190 hospitals in Florida in Fall 2025.
- 44. Leapfrog displays the Safety Grade it assigns hospitals on the website hospitalsafetygrade.org.

D. Navigating to Leapfrog's Hospital Safety Grade Websites

- 45. Leapfrog owns and operates the website hospitalsafetygrade.org.
- 46. Leapfrog owns and operates the website leapfroggroup.org.
- 47. Leapfrog links to hospitalsafetygrade.org on leapfroggroup.org.
- 48. A hospital's Safety Grade is not displayed on leapfroggroup.org.
- 49. On hospitalsafetygrade.org, consumers can search for a hospital's Safety Grade by city, state, zip code, or hospital name.

50. After searching for a hospital on hospitalsafetygrade.org, consumers are presented with search results showing a hospital's name, address, and most recent Safety Grade, as well as a line of text reading "View the full Score."

51. If a consumer clicks or taps on a hospital's name, assigned Safety Grade, or "View the full score," the consumer is brought to that hospital's profile webpage on hospitalsafetygrade.org.

52. A hospital's profile webpage on hospitalsafetygrade.org displays the hospital's most recent Safety Grade at the top of the page.

53. When a consumer clicks or taps on "Show Recent Past Grades" at the top of a hospital's profile webpage, the last seven rounds of that hospital's Safety Grades (Spring 2022 to Spring 2025) appear.

54. When a consumer clicks or taps on "View this hospital's Leapfrog Hospital Survey Results" at the top of a hospital's profile webpage, a new webpage opens up bringing the user to that hospital's Survey scores on ratings.leapfroggroup.org.

55. On the hospital profile webpage, there are five tabs titled "Infections," "Problems with Surgery," "Safety Problems," "Practices to Prevent Errors," and "Doctors, Nurses & Hospital Staff."

56. When a consumer clicks or taps on one of the five tabs, they are shown measures included in the tab category and a corresponding red, yellow, and green "gas gauge" for each measure.

57. The “gas gauge” visually represents how Leapfrog has scored a hospital’s performance on a measure. Red conveys that Leapfrog has scored a hospital “Worse Than Average” performance; yellow conveys that Leapfrog has scored a hospital average performance; green conveys that Leapfrog has scored a hospital “Better Than Average” performance.

58. Beneath the “gas gauges” is a legend that states the gas gauges depict how the “Hospital Performs” based on a scale of “Worse Than Average” to “Better Than Average.”

59. A consumer can view a hospital’s measure score by clicking or tapping the corresponding “gas gauge” graphic.

60. Each measure webpage shows “This Hospital’s Score,” “Best Hospital’s Score,” “Average Hospital’s Score,” and “Worst Hospital Score”; describes the measure; and includes “Notes and Definitions” footnotes.

61. The scores for Computerized Physician Order Entry (“CPOE”), Bar Code Medication Administration (“BCMA”), Hand Hygiene, and Intensive Care Unit Physician Staffing (“IPS”) (together, the “Four Measures”) can be found by clicking or tapping into the respective measures “Doctors order medications through a computer,” “Safe medication administration,” “Handwashing,” and “Specially trained doctors care for ICU patients.”

62. If a hospital does not respond to the Leapfrog Survey (“non-participating hospital”) but is still assigned a Safety Grade, every measure webpage for a non-participating hospital includes a red, bolded footnote under “Notes and Definitions,” stating that hospital “Declined to Report: The hospital was asked to provide this information to the public, but did not.”

63. When a user clicks or taps on one of the Four Measures for a non-participating hospital, an asterisk (*) appears next to the measure score underneath “This Hospital’s Score.”

64. The asterisk (*) is associated with a red, bolded footnote stating “The hospital declined to report their performance on this measure, so a score was assigned to reflect the lack of information available” that is reflected in the “Notes and Definitions” footnotes.

65. The additional footnote stating “The hospital declined to report their performance on this measure, so a score was assigned to reflect the lack of information available” does not appear for any measure for which the “imputation method” was not used.

66. On a non-participating hospital’s profile webpage, the measures “Effective leadership to prevent errors,” “Nursing and Bedside Care for Patients,” and “Staff work together

to prevent errors,” show a question mark with “Declined to Report” over the respective gas gauge for these measures.

67. Clicking a link at the top of a hospital’s profile webpage that says “Detailed table view” takes a consumer to a new webpage that contains two tables displaying the hospital’s most recent numerical score on each measure.

68. Each table has seven columns: “Measure,” “The Hospital’s Score,” “Worst Performing Hospital,” “Avg. Performing Hospital,” “Best Performing Hospital,” “Data Source,” and “Time Period Covered.”

69. Each “Measure” listed in the table includes a tooltip titled “What’s This?” that provides a description of that specific measure when a user hovers over the tooltip.

70. Under the second table (process measures) of a hospital’s “Detailed table view” webpage, there is a hyperlinked text that reads, “For a full description of the methodology, click here.”

71. Clicking or tapping the link takes the consumer to a PDF version of Leapfrog’s current “Scoring Methodology” document.

72. Leapfrog uses Google Analytics to track activity on hospitalsafetygrade.org.

E. Leapfrog’s Fall 2024 Safety Grade Methodology

73. Under Leapfrog’s Scoring Methodology for the Fall 2024 Safety Grade (“Fall 2024 Methodology”), Leapfrog calculates a hospital’s Safety Grade using up to 22 different measures.

74. The Safety Grade is made up of 12 process measures and 10 outcome measures.

75. Ten of the 22 measures in the Fall 2024 Methodology use data a hospital submits to the Centers for Medicare & Medicaid Services (“CMS”) as the primary data source.

76. Twelve of the 22 measures in the Fall 2024 Methodology use the data from a hospital’s most recent Survey response as the primary data source.

77. Under the Fall 2024 Scoring Methodology, Leapfrog uses performance categories to score hospitals (participating and non-participating) that are associated with a respective measure score – “Achieved the Standard,” “Considerable Achievement,” “Some Achievement,” “Limited Achievement,” and “Unable to Calculate Score.”

78. Under the Fall 2024 Methodology, if the data from a hospital’s most recent Survey response is unavailable because that hospital did not participate in the Survey, and the information

is not available from any data source, Leapfrog uses what the Methodology describes as a “secondary data source” to determine that hospital’s score for those twelve measures.

79. For five of the twelve measures that would otherwise rely on Survey responses per the Fall 2024 Methodology, Leapfrog scores non-participating hospitals by using the hospital’s CMS data—those five measures are: central line-associated bloodstream infection (“CLABSI”), catheter-associated urinary tract infection (“CAUTI”), surgical site infection after colon surgery (“SSI: Colon”), Methicillin-resistant *Staphylococcus aureus* infection (“MRSA”), and *C. difficile* infection (“C. Diff”).

80. Leapfrog does not consider three measures—Safe Practice 1: Culture of Leadership Structures and Systems, Safe Practice 2: Culture Measurement, Feedback & Intervention, and Total Nursing Care Hours per Patient Day— in a non-participating hospital’s Safety Grade and indicates on hospitals’ hospitalsafetygrade.org profiles that the hospital “Declined to Report” for these measures.

81. Under the Fall 2024 Methodology, non-participating hospitals’ scores on the Four Measures are calculated using what the Methodology describes as a two-step “imputation method.”

82. In Step 1, non-participating hospitals that submitted a Survey response in the previous two rounds of grades, are assigned the most recent score they received from Leapfrog on that measure.

83. For non-participating hospitals that Leapfrog does not have historical data from the last two rounds of the Safety Grade, Leapfrog uses Step 2.

84. In Step 2, non-participating hospitals are assigned a point value that is equivalent to receiving “Limited Achievement” for CPOE, BCMA, IPS, and Hand Hygiene.

85. The “Limited Achievement” score is different for each of the Four Measures: 15 out of 100 for CPOE; 25 out of 100 for BCMA; 5 out of 100 for IPS; and 15 out of 100 for Hand Hygiene.

86. A “Limited Achievement” score is the lowest score any hospital—participating or non-participating—can receive on the Four Measures.

F. The Fall 2024 Methodology Change

87. Under Leapfrog’s Scoring Methodology for the Spring 2024 Safety Grade (“Spring 2024 Methodology”), Leapfrog used a different version of the two-step “imputation method,” as compared to the Fall 2024 Methodology, to score non-participating hospitals, which used historical

scores or cohort averages (or, for IPS, the CMS Cost Report) to assign scores on the Four Measures to non-participating hospitals.

88. Under the Spring 2024 Methodology, in Step 1, if a non-participating hospital had a score assigned by Leapfrog in the previous four rounds of grades for CPOE, BMCA, IPS and Hand Hygiene, excluding “imputed” scores, the hospital was assigned the most recent score on that measure in their current Safety Grade.

89. Under the Spring 2024 Methodology, in Step 2, if such historical data was not available, then for CPOE, BCMA, and Hand Hygiene Leapfrog assigned the hospital to a cohort of similar hospitals using three or four hospital characteristics obtained from the most recent CMS Impact File and the previous year’s Survey. Leapfrog then assigned the non-participating hospital the lower of the two possible mean scores based on their cohort’s performance.

90. Under the Spring 2024 Methodology, in Step 2 (for IPS), Leapfrog used the CMS Cost Report to determine whether a hospital had one or more medical, surgical, and/or pediatric ICU beds; if so, the hospital was assigned Limited Achievement.

91. On April 12, 2024, Leapfrog’s Expert Panel met to discuss a potential revision to the Grade methodology (the “Expert Panel Meeting”).

G. The Community Hospitals

92. The Community Hospitals have received a Safety Grade since at least Spring 2012.

93. The Community Hospitals stopped participating in the Survey in 2021.

VI. ISSUES OF FACT THAT REMAIN TO BE LITIGATED AT TRIAL¹

A. Issues of Fact Identified by the Community Hospitals²

94. Whether Leapfrog deceptively or unfairly represents that the Safety Grade reflects how well a hospital does on safety, while non-participating hospitals automatically received the lowest possible scores on the Four Measures regardless of their actual performance.

¹ The parties’ respective motions for summary judgment are currently pending (*see supra* Section IV). This Section of the Joint Pretrial Stipulation, as well as Sections VII-XII below, are composed assuming neither motion has been granted. Should the Court deny either or both of the parties’ motions for summary judgment, in full or in part, the parties respectfully intend to seek leave to amend the Joint Pretrial Stipulation to address in further detail any issues the Court deems disputed. *See, e.g., Hart v. Lindgren-Pitman, Inc.*, 2008 WL 11401750, at *4 (S.D. Fla. Nov. 6, 2008) (“After disposing of the cross motions for summary judgment, the Court directed the Parties to file an amended pretrial stipulation.”).

² Leapfrog claims that the subsections 1-4 of its issues of fact are “contested by the Plaintiffs.” That is not accurate, as Leapfrog knows. The language Leapfrog claims is “contested” came from its draft portions of the parties’
(*Cont'd on next page*)

95. Whether Leapfrog deceptively or unfairly represents that a Safety Grade reflects a hospital's "overall performance" in keeping patients safe from preventable harm and medical errors, though its in-house expert has not conducted any analysis comparing the actual safety of participating and non-participating hospitals, and Leapfrog cannot substantiate its broader mortality claims regarding hospitals with low Safety Grades.

96. Whether Leapfrog deceptively or unfairly tells consumers that its Safety Grades are calculated using information from other "supplemental data sources," while concealing that Leapfrog does not use any "supplemental data sources" for non-participating hospitals and Leapfrog, in fact, has no factual basis for assigning the lowest scores to the Four Measures (or the red "gas gauge" ratings for their scores) for such hospitals.

97. Whether Leapfrog deceptively or unfairly tells consumers that its Safety Grade methodology is peer reviewed, when it is not.

98. Whether Leapfrog deceptively or unfairly tells consumers that its Safety Grade methodology is "calculated" by "top patient safety experts under the guidance of a National Expert Panel," though the Expert Panel did not consider, review, or approve the Safety Grade methodology adopted in Fall 2024.

99. Whether Leapfrog deceptively or unfairly depicts the Community Hospitals' scores on imputed measures as "[w]orse than [a]verage" alongside other metrics noting a hospital "[d]eclined to [r]eport," implying that data was reported on imputed measures.

100. Whether Leapfrog's incomplete footnote "disclosure" on its Safety Grade webpages not only fails to cure the other deceptive statements on the webpages, but is itself deceptive and unfair.

101. Whether Leapfrog's CEO Leah Binder compounded Leapfrog's deceptive and unfair conduct when:

a. In a May 2, 2025 statement following the Community Hospitals' Complaint, she purported to "correct[] some factual errors" and reiterated the falsehood that "Hospital Safety Grades are not automatically improved if a hospital participates in the Leapfrog Hospital Survey, nor are Safety Grades automatically lowered if a hospital declines to participate."

uncontested statement of facts. The Community Hospitals declined to agree to certain language Leapfrog proposed because it was inaccurate, lacks important context, and/or irrelevant.

b. In a June 30, 2025 op-ed in *The Palm Beach Post*, she claimed that obtaining a strong Safety Grade is the result of “hard work” and that Safety Grades are based on objective data.

102. Whether CEO Binder admitted to deceptive practices when, in a December 2, 2025 op-ed in *The Palm Beach Post*, she stated that Leapfrog “cannot know” how the Community Hospitals perform for areas in which Leapfrog lacks data.

103. Whether Leapfrog’s campaign to “hurt Tenet” by promoting the Community Hospitals’ failing Safety Grades further aggrieved the Community Hospitals.

104. Whether Leapfrog’s Safety Grade and its underlying methodology harm Delray.

105. Whether Leapfrog’s Safety Grade and its underlying methodology harm Good Samaritan.

106. Whether Leapfrog’s Safety Grade and its underlying methodology harm Palm Beach Gardens.

107. Whether Leapfrog’s Safety Grade and its underlying methodology harm St. Mary’s.

108. Whether Leapfrog’s Safety Grade and its underlying methodology harm West Boca.

109. Whether Leapfrog’s deceptive and unfair characterization of its Safety Grades caused media, including in Florida, to repeat Leapfrog’s warning that patients in “‘D’ or ‘F’ hospitals are twice as likely to die” and therefore further aggrieved the Community Hospitals.

110. Whether Leapfrog’s deceptive and unfair characterization of its Safety Grades caused media, including social media such as a TikTok video, to label four of the Community Hospitals the “worst” in Florida and therefore further aggrieved the Community Hospitals.

111. Whether Leapfrog’s deceptive and unfair characterization of its Safety Grades allowed Jupiter Medical Center to leverage the Community Hospitals’ failing Safety Grades in the local market in a manner that further aggrieved the Community Hospitals.

112. Whether the Community Hospitals found it reasonably necessary to expend substantial time and money in an effort to counter Leapfrog’s assertions that its Safety Grades reflected the Community Hospitals’ actual safety performance.

113. Whether Leapfrog’s efforts after discovery closed to edit its website to change statements targeted by the Community Hospitals’ Amended Complaint and briefing impeach Leapfrog’s claim of transparency.

B. Issues of Fact Identified by The Leapfrog Group³

1. Description of The Leapfrog Group.

114. The Leapfrog Group is an independent, national not-for-profit organization that files annual 1099 tax forms.

115. Leapfrog's mission statement as presented on its website is: "To trigger giant leaps forward in the safety, quality and affordability of U.S. health care by using transparency to support informed health care decisions and promote high-value care."

2. The Leapfrog Hospital Survey.

116. Leapfrog annually publishes the Survey on its website to consumers and hospitals.

117. Leapfrog's Hospital Survey is free, and hospital participation is voluntary.

118. Leapfrog provides hospitals, including Plaintiffs, unique logins to upload and access their own self-reported Survey data in addition to Leapfrog materials, including the Survey.

119. Leapfrog utilizes 13 separate and distinct expert panels to review and provide guidance on respective portions of the Survey based on each panel's expertise.

120. The Leapfrog Survey is separate and distinct from the Safety Grade.

121. The Leapfrog Survey is available to all hospitals to respond and report regardless of eligibility for a Safety Grade

122. The Leapfrog Survey does not have an overall composite score, rather each measure included in the survey is scored individually, which is a distinction from the Leapfrog Hospital Safety Grade.

123. The Leapfrog Survey results for all hospitals – regardless of participation – are published on Leapfrog's website, leapfroggroup.org.

124. Leapfrog reviews its Survey annually and published proposed changes to the Survey accordingly.

125. The Leapfrog "Help Desk" is an online portal monitored by Leapfrog personnel that provides technical assistance and allows hospitals to ask questions in connection with filling out the Survey.

³ Subsections 1-4 are facts contested by the Plaintiffs and pertinent to Leapfrog's defense. Plaintiffs failed to agree to certain statements there were included in Leapfrog's Statement of Material Facts in Support of its Motion for Summary Judgment [ECF No. 100] even though those statements were undisputed by Plaintiffs in their Response to Leapfrog's Statement of Materials Facts, [ECF No. 116], or are quotations from Leapfrog's publicly available documents.

3. The Leapfrog Hospital Safety Grade and underlying methodology.

126. Leapfrog utilizes a Hospital Safety Grade expert panel to provide guidance regarding proposed changes to the Safety Grade, its measures, and the underlying methodology.

127. The first substantive page of the Leapfrog methodology document outlines eligibility requirements for hospitals to receive a Safety Grade.

128. Not all general acute-care hospitals are eligible for a Safety Grade pursuant to Leapfrog's eligibility requirements included in its applicable Scoring Methodology.

129. Leapfrog publishes every current Scoring Methodology on its website, hospitalsafatygrade.org.

130. Leapfrog provides hospitals, including Plaintiffs, unique logins to access the "Grade Calculator" which hospitals can use to calculate their preliminary Safety Grade by inputting their measure scores or manipulate scores to determine how to achieve higher grades.

131. Documents confirm that Plaintiffs used the "Grade Calculator" for every grading period from 2023 – present to preview their Safety Grade and manipulate scores to determine how it may affect their grade.

132. Prior to publicly releasing a Safety Grade on its website, Leapfrog informs hospitals of their grade during an "embargo" period.

133. Every Plaintiff hospital was alerted of its Safety Grade prior to the publication through the "embargo" process.

134. Both the Spring and Fall 2024 Methodology use PSI 90 to calculate a Safety Grade.

135. CMS calculates PSI 90 using the ten (10) component PSIs. While scores for each of the 10 component PSIs were not used to calculate the spring and fall 2024 Hospital Safety Grades, they were publicly report on the Hospital Safety Grade website, which is indicated in the methodology documents themselves.

136. The 12 process and 10 outcome measures each make up 50% of the Safety Grade composite score.

137. Leapfrog uses NHSN reported data for 5 outcome measures.

138. Under both the Spring and Fall 2024 Methodology, Leapfrog used performance categories to score hospitals (participating and non-participating) that are associated with a respective measure score – "Achieved the Standard," "Considerable Achievement," "Some Achievement," "Limited Achievement," and "Unable to Calculate Score."

139. Under the Spring 2024 Methodology, in Step 2 (for CPOE, BCMA, and Hand Hygiene) a non-participating hospital was assigned to one of the four performance categories based on the mean cohort score it received for that measure.

140. Historically, under the guidance of its Safety Grade Expert Panel, Leapfrog has discussed and reevaluated its approach to the use of imputation in its Scoring Methodology, including assigning “zero” scores.

141. At the April 12, 2024 Expert Panel Meeting, one of the Safety Grade expert panelist proposed assigning non-participating hospitals to the “bottom quartile” for each of the Four Measures in the Fall 2024 Methodology.

142. After the April 12, 2024 Expert Panel Meeting, Leapfrog employees discussed assigning non-participating hospitals the lowest performance category (“Limited Achievement”) score for the Four Measures.

143. With assistance from Safety Grade Expert Panelists, Leapfrog drafted the language for “Request for Public Comments: Planned Updates to the Leapfrog Hospital Safety Grade Methodology for Fall 2024.”

144. On May 21, 2024, Leapfrog published its “Request for Public Comments: Planned Updates to the Leapfrog Hospital Safety Grade Methodology for Fall 2024.”

145. Between May 21 and June 7, 2024, Leapfrog conducted a public comment period on the proposed Fall 2024 Methodology and received public comments.

146. On June 27, 2024, Leapfrog published its “Final Updates to the Leapfrog Hospital Safety Grade Methodology for Fall 2024,” which included responses to public comments.

147. In the “Final Updates” publication, Leapfrog granted hospitals request for additional time to submit Leapfrog Survey data to be used in their Fall 2024 Safety Grade.

148. Leapfrog published its Fall 2024 Methodology on November 4, 2024.

4. Leapfrog’s Websites.

149. The footnote stating “The hospital declined to report their performance on this measure, so a score was assigned to reflect the lack of information available” does not appear if a consumer does not select one of the Four Measures on a non-participating hospital’s profile webpage because this delineation is only applicable to the Four Measures.

150. The “Detailed table view” webpage reflects two tables (outcome and process measures) comprised of data for 32 measures in total – 20 outcome measures in the first table and 12 process measures in the second table.

5. Plaintiffs’ Safety Grades from Spring 2023 to Fall 2025

151. The below chart reflects all the Safety Grades each Plaintiff hospital received since Spring 2023.

Plaintiff Hospitals’ Leapfrog Safety Grades					
	Delray	Good Samaritan	Palm Beach Gardens	St. Mary’s	West Boca
Spring 2024	D	C	C	C	D
Fall 2024	F	F	F	D	D
Spring 2025	F	D	F	D	F
Fall 2025	F	D	D	D	D

6. Factual Issues Based on Plaintiffs Allegations

152. Whether a reasonable consumer would be deceived when viewing the Plaintiffs’ Safety Grade profile webpages considering the information available thereon and the totality of the information contained on hospitalsafetygrade.org.

153. Whether Leapfrog’s Fall 2024 Methodology is unfair (as defined by FDUTPA).

154. Whether Leapfrog’s Fall 2024 Methodology, as applied to each of the five Plaintiff hospitals, offends public policy *and* is immoral, unethical, unscrupulous or substantially injurious to consumers.

155. Whether each Plaintiff has actual patient safety data to prove that the hospitals would have received a better Safety Grade if each submitted its hospital data through the Leapfrog Survey.

Whether each Plaintiff has actual data evidence to prove that the Safety Grade is not a reflection of the hospital’s performance on patient safety.

156. Whether any reasonable consumer of West Boca’s Safety Grade profile webpage was harmed by West Boca’s Safety Grade from Fall 2024 to present.

157. Whether any reasonable consumer of Good Samaritan’s Safety Grade profile webpage was harmed by Good Samaritan’s Safety Grades from Fall 2024 to present.

158. Whether any reasonable consumer of Palm Beach Garden’s Safety Grade profile webpage was harmed by Palm Beach Garden’s Safety Grades from Fall 2024 to present.

159. Whether any reasonable consumer of Delray's Safety Grade profile webpage was harmed by Delray's Safety Grades from Fall 2024 to present.

160. Whether any reasonable consumer of St. Mary's Safety Grade profile webpage was harmed by St. Mary's Safety Grades from Fall 2024 to present.

161. Whether West Boca is aggrieved by its Safety Grades from Fall 2024 to present.

162. Whether Good Samaritan is aggrieved by its Safety Grades from Fall 2024 to present.

163. Whether Palm Beach Gardens is aggrieved by its Safety Grades from Fall 2024 to present.

164. Whether Delray is aggrieved by its Safety Grades from Fall 2024 to present.

165. Whether St. Mary's is aggrieved by its Safety Grades from Fall 2024 to present.

166. Whether Plaintiffs' lawsuit is without merit.

167. Whether Plaintiffs' lawsuit was brought primarily because of The Leapfrog Group's exercise of free speech.

VII. ISSUES OF LAW ON WHICH THERE IS AGREEMENT

168. At the time of the filing of the Complaint, the Court had subject matter jurisdiction under 28 U.S.C. § 1332, as the parties are diverse and the Amended Complaint plausibly pleaded an amount in controversy in excess of \$75,000. ECF 1 ¶ 15 (Community Hospitals' Complaint).

169. The Court has personal jurisdiction over the parties. *Good Samaritan Med. Ctr., Inc. v. Leapfrog Grp.*, 2025 WL 2223335, at *4 (S.D. Fla. July 15, 2025); ECF 74 ¶ 14 (Community Hospitals' Amended Complaint); ECF 75 ¶ 14 (Leapfrog's Amended Answer).

170. Venue is proper in the Southern District of Florida. ECF 74 ¶ 17 (Community Hospitals' Amended Complaint).

171. The parties stipulated to a bench trial after Plaintiffs withdrew their claim for monetary damages. ECF 77 (Joint Stipulation).

172. The Florida Deceptive and Unfair Trade Practices Act ("FDUTPA") prohibits "unfair or deceptive acts or practices in the conduct of any trade or commerce." Fla. Stat. § 501.204(1).

173. The Florida legislature has instructed that "unfair" or "deceptive" conduct under the FDUTPA is to be "liberally construed." Fla. Stat. § 501.202(2); *Good Samaritan Med. Ctr., Inc. v. Leapfrog Grp.*, 2025 WL 2223335, at *4 (S.D. Fla. July 15, 2025).

174. Leapfrog’s challenged acts or practices are conducted in “trade or commerce.” Fla. Stat. § 501.203(8).

175. For injunctive or declaratory relief to be granted to a plaintiff, that plaintiff must show under FDUTPA that (1) defendant engaged in a deceptive or unfair act or practice, and (2) that plaintiff is “‘aggrieved’ by the deceptive” or unfair “act or practice.” *SMS Audio, LLC v. Belson*, 2017 WL 1533941, at *4 n.6 (S.D. Fla. Mar. 9, 2017) (Middlebrooks, J.); *see* Fla. Stat. § 501.211(1).

176. The Court may “enjoin a person who has violated, is violating, or is otherwise likely to violate” FDUTPA if the person bringing the action is aggrieved by a violation of FDUTPA. Fla. Stat. § 501.211(1).

177. The Community Hospitals do not seek monetary relief under FDUTPA. ECF 54 (Community Hospitals’ Notice of Withdrawal of Request for Monetary Damages); ECF 77 (Joint Stipulation).

178. A “consumer” means “an individual; child, by and through its parent or legal guardian; business; firm; association; joint venture; partnership; estate; trust; business trust; syndicate; fiduciary; corporation; any commercial entity, however denominated; or any other group or combination.” Fla. Stat. § 501.203(7). *SMS Audio, LLC v. Belson*, 2017 WL 1533941, at *4 n.7 (S.D. Fla. Mar. 9, 2017) (Middlebrooks, J.).

179. A FDUTPA “claimant does not have to be a consumer to bring the claim.” *Caribbean Cruise Line, Inc. v. Better Bus. Bureau of Palm Beach County, Inc.*, 169 So. 3d 164 at 169 (Fla. 4th DCA 2015) (emphasis in original).

VIII. ISSUES OF LAW THAT REMAIN FOR DETERMINATION BY THE COURT

A. Issues of Law Identified by the Community Hospitals

Whether:

180. Leapfrog’s conduct is deceptive because it is likely to mislead a consumer acting reasonably in the circumstances, to the consumer’s detriment. *SMS Audio, LLC v. Belson*, 2017 WL 11631378, at *3 (S.D. Fla. Apr. 25, 2017) (Middlebrooks, J.).

181. Leapfrog’s conduct is unfair because it either: (i) inflicts substantial consumer injury, is not outweighed by any countervailing benefits to consumers, and is one that consumers could not reasonably have avoided, or (ii) offends established public policy and is immoral,

unethical, oppressive, unscrupulous or substantially injurious to consumers. *SMS Audio*, 2017 WL 11631378, at *3 (Middlebrooks, J.) (defining “unfair”).

182. The Community Hospitals are not required to show that individual consumers actually relied on or were injured by Leapfrog’s unfair or deceptive conduct. *Carriulo v. Gen. Motors Co.*, 823 F.3d 977, 986 (11th Cir. 2016).

183. FDUTPA’s broad definition of “consumer,” *see* Fla. Stat. § 501.203(7); *SMS Audio, LLC v. Belson*, 2017 WL 1533941, at *4 n.7 (S.D. Fla. Mar. 9, 2017) (Middlebrooks, J.), includes patients, physicians, insurance companies, employers, and the Community Hospitals themselves.

184. Leapfrog’s conduct aggrieved and continues to aggrieve the Community Hospitals by harming their reputations and inflicting other injuries. *Wyndham Vacation Resorts, Inc. v. Timeshares Direct, Inc.*, 123 So. 3d 1149, 1152 (Fla. 5th DCA 2012). Specifically:

a. Good Samaritan Medical Center, Inc. was and continues to be aggrieved by Leapfrog’s conduct.

b. Delray Medical Center, Inc. was and continues to be aggrieved by Leapfrog’s conduct.

c. Palm Beach Gardens Community Hospital, Inc. d/b/a Palm Beach Gardens Medical Center was and continues to be aggrieved by Leapfrog’s conduct.

d. St. Mary’s Medical Center, Inc. was and continues to be aggrieved by Leapfrog’s conduct.

e. West Boca Medical Center, Inc. was and continues to be aggrieved by Leapfrog’s conduct.

185. Leapfrog’s anti-SLAPP argument is an invalid affirmative defense and, in any event, it rests on a First Amendment theory that is meritless and which this Court already rejected in its order denying Leapfrog’s motion to dismiss. ECF 86 at 18 (Community Hospitals’ Motion for Summary Judgment).

186. The avoidable-consequences doctrine is an invalid affirmative defense because it functions only as a limit on damages, and the Community Hospitals do not seek damages here. ECF 86 at 18-19 (Community Hospitals’ Motion for Summary Judgment).

187. Good faith is an invalid affirmative defense because FDUTPA does not require an intent to deceive. ECF 86 at 19 (Community Hospitals’ Motion for Summary Judgment).

188. As a result of Leapfrog’s ongoing FDUTPA violation, the Community Hospitals are entitled to a declaration that Leapfrog’s Safety Grades are deceptive or unfair and therefore violate FDUTPA.

189. As a result of Leapfrog’s ongoing FDUTPA violation, the Community Hospitals are entitled to a permanent injunction (a) barring Leapfrog from grading the Community Hospitals in its Hospital Safety Grades, (b) compelling Leapfrog to remove the Hospital Safety Grades previously assigned to the Community Hospitals from all of Leapfrog’s websites or similar materials within 5 business days of judgment, and (c) compelling Leapfrog to take all reasonable and diligent efforts to ensure that entities licensing its Hospital Safety Grades to the Community Hospitals remove such Hospital Safety Grades from their materials within 30 days of judgment, with Leapfrog to file a declaration documenting the reasonable and diligent efforts it has undertaken within 45 days of judgment.

190. The Community Hospitals are entitled to attorney’s fees as the “prevailing party.” Fla. Stat. § 501.2105(1).

B. Issues of Law Identified by The Leapfrog Group

191. Plaintiffs are not a consumer of Leapfrog or its Safety Grade. *S. Broward Hosp. Dist. v. ELAP Servs., LLP*, 2023 WL 6547748 at *30 (S.D. Fla. Sep. 29, 2023) (finding the plaintiff hospital’s business-relationship with defendant insufficient to prove plaintiff is a consumer and such allegation was undercut by admissions that defendant’s services provided no “benefit or anything of value” to plaintiff).

192. Even as a non-consumer, the Plaintiff Hospitals must demonstrate “an injury or detriment to consumers.” *S. Broward Hosp. Dist. v. ELAP Servs., LLP*, 2023 WL 6547748 (S.D. Fla. Sep. 29, 2023); (citing *Caribbean Cruise Line, Inc.*, 169 So. 3d at 169). *See also*, *CMR Constr. & Roofing, LLC v. UCMS, LLC*, 2022 WL 3012298, *3 (11th Cir. 2022) (“in order to satisfy the first element for a claim for both damages and injunctive relief under FDUTPA...the plaintiff must allege that the relevant act or practice was harmful to a consumer”); *see also*, *Stewart Agency, Inc. v. Arrigo Enters.*, 266 So. 3d 207, 214 (Fla. 4th DCA 2019) (FDUTPA claim for injunctive relief requires showing of injury to both claimant and Florida consumers)

193. The Plaintiffs must prove “specific damage done to consumers in the market.” *State Farm Mut. Auto Ins. Co. v. At Home Auto Glass LLC*, 2024 WL 4349246 *12-13 (M.D. Fla. Sep. 30, 2024); citing, *Tymar Distribution LLC v. Mitchell Grp. USA, LLC*, 558 F. Supp. 3d at 1289

(noting that consumer harm under FDUTPA parallels consumer harm under the Sherman Act, which requires “specific damage done to consumers in the market”).

194. Where Plaintiffs themselves are not consumers, a failure to show harm to a consumer is fatal. *Cnty. Health Ctrs., Inc. v. DiamondDog Servs., Inc.*, 2024 WL 3278579, *10 (M.D. Fla. July 2, 2024) (dismissal of plaintiff’s FDUTPA claim after determining that plaintiff only alleged harm to *plaintiff* that the defendant caused, but failed to plead consumer injury); *see also*, *SMS Audio*, *10 (defendant granted judgment as a matter of law because plaintiffs did not prove detriment or injury to consumers).

195. To be aggrieved, “the injury claimed to have been suffered cannot be merely speculative.” *Stewart Agency*, 266 So. 3d at 214; citing *Ahearn*, 180 So. 3d at 173; *see also* *Macias v. HBC of Fla., Inc.*, 694 So. 2d 88, 90 (Fla. 3d DCA 1997) (“The clear intent of [FDUTPA] as expressed by its plain language is to provide both equitable and legal remedies to private consumers who are aggrieved parties and/or have sustained actual losses because of a violation(s) under FDUTPA”).

196. Plaintiffs here are not consumers under FDUTPA. *Best Canvas Products & Supplies, Inc. v. Ploof Truck Lines, Inc.*, 713 F.2d 618, 621 (11th Cir. 1983) (“...a party is bound by the admissions in his pleadings”).

197. “Aggrieved” means showing that Plaintiffs’ legal rights have been infringed upon. *Stewart Agency*, 266 So. 3d at 213-14.

198. To establish a deceptive practice, plaintiffs must establish that the act or practice is “likely to mislead the consumer acting reasonably in the circumstances, to the *consumer’s* detriment.” *See Caribbean Cruise Line*, 169 So. 3d at 169 (emphasis in original).

199. Plaintiffs are required to show “‘probable, not possible, deception’ that is ‘likely to cause injury to a reasonable relying consumer.’” *Piescik v. CVS Pharm., Inc.*, 576 F. Supp. 3d 1125, 1132 (S.D. Fla. 2021).

200. Deception occurs if there is a representation, omission, or practice that is likely to mislead the consumer acting reasonably in the circumstances, to the consumer’s detriment. *PNR, Inc. v. Beacon Property Management, Inc.*, 842 So.2d 773, 777 (Fla. 2003); citing, *Millennium Communications & Fulfillment, Inc. v. Office of the Attorney General*, 761 So. 2d 1256, 1263 (Fla. 3d DCA 2000)

201. “The presence of true information or a disclaimer can rebut a claim of deception.” *Piescik*, 576 F. Supp. 3d at 1133-34; citing *Freeman v. Time Inc.*, 68 F. 3d 285, 289-90 (9th Cir. 1995).

202. “[T]he presence of accurate information can contribute to the implausibility that reasonable consumers would be deceived by some other information or assumption.” *Id.* at 1134; citing, *Ebner v. Fresh*, 838 F. 3d 958, 966 (9th Cir. 2016) (finding it implausible that reasonable consumers are deceived by the label of a lip balm product because the accurate weight was disclosed).

203. “When determining whether deception exists, a court must view the relevant acts or practices in the totality of the circumstances.” *Thornton v. Boat Exp. USA, LLC*, 2021 WL 9565805, *16 (S.D. Fla. July 28, 2021); citing, *Cox v. Porsche Fin. Servs., Inc.*, 2020 WL 837167, *5 (S.D. Fla. 2020).

204. A reasonable consumer is not expected to ignore information made available to them. *Piescik*, 576 F. Supp. 3d at 1133; citing, *Moore v. Trader Joe’s Co.*, 4 F. 4th 874, 882 (9th Cir. 2021); *see also*, *Kurimski v. Shell Oil Co.*, 570 F. Supp. 3d 1228, 1247 (S.D. Fla. Nov. 5, 2021) (Middlebrooks, J.) (“It is not plausible that, despite the price per gallon being displayed during the transaction, while the consumer is engaging with the POS system, reasonable consumers would ignore the price displayed on the screen and choose instead to rely on their assumption as to what price they expect to pay”).

205. “[F]anciful interpretation[s],” cannot support a claim of deception. *Griffin v. Publix Super Mkts., Inc.*, 2024 WL 2318143, *3-4 (M.D. Fla. May 22, 2024) (collecting cases).

206. When information is expressly disclosed, it “is not itself deceptive because it is patently obvious.” *Colomar v. Mercy Hosp.*, 2006 U.S. Dist. LEXIS 95834, *21 (S.D. Fla. Mar. 2, 2006).

207. The Florida Supreme Court defines an unfair practice as “one that ‘offends established public policy’ and one that is ‘immoral, unethical, oppressive, unscrupulous or substantially injurious to consumers.’” *PNR, Inc. v. Beacon Prop. Mgmt.*, 842 So. 2d 773, 777 (Fla. 2003) (citation omitted).

208. To establish an unfair act or practice, plaintiffs must establish that the act or practice inflicts “consumer injury that is: (1) substantial; (2) not outweighed by any countervailing benefits to consumers or competition that the practice produces; and (3) that consumers could not

reasonably have avoided.” *SMS Audio, LLC v. Belson*, 2017 WL 11631378, *10 (S.D. Fla. April 24, 2017). (emphasis added).

209. While a FDUTPA plaintiff need not prove actual reliance, there still must be a causal connection between the alleged deceptive or unfair conduct and the alleged harm. *Rebekah Kurimski v. Shell Oil Co.*, *32 (S.D. Fla. June 29, 2022); citing, *Carriuolo*, 823 F. 3d at 985; and *Gen. Motors Acceptance Corp. v. Laesser*, 718 So. 2d 276, 277 (Fla. 4th DCA 1998) (“[T]o be actionable an unfair or deceptive trade practice must be the cause of loss or damage to a consumer”).

210. Florida’s Anti-SLAPP statute prohibits “fil[ing] . . . any lawsuit . . . against another person or entity [1] without merit and [2] primarily because such person or entity has exercised the constitutional right of free speech in connection with a public issue . . . as protected by the First Amendment to the United States Constitution and s. 5, Art. I of the State Constitution.” Fla. Stat. § 758.295(3).

IX. TRIAL EXHIBITS

The Community Hospitals’ List of Trial Exhibits, with objections, if any, to each exhibit, is attached as Schedule A.

Leapfrog’s List of Trial Exhibits, with objections, if any, to each exhibit, is attached as Schedule B.

The Parties’ List of Joint Exhibits are listed as Schedule C.

The parties agree and stipulate to move the Court to admit into evidence at the beginning of trial all Plaintiffs’ Exhibits listed in Schedule A as not objected to, all Defendants’ Exhibits listed in Schedule B as not objected to, and all Joint Exhibits listed in Schedule C.

X. TRIAL WITNESSES

The Community Hospitals’ List of Witnesses whom they expect to call and may call at trial, including expert witnesses and witnesses they intend to present by deposition testimony, is attached as Schedule D. Leapfrog’s List of Witnesses whom it expects to call and may call at trial,

including expert witnesses and witnesses it intends to present by deposition testimony, is attached as Schedule E. The parties have agreed that each witness will be called to testify only once.

XI. ESTIMATED TRIAL TIME

The parties estimate that the trial will take no more than five days.

XII. ATTORNEY'S FEES

The Community Hospitals seek attorney's fees under FDUTPA, Fla. Stat. § 501.2105(1).

The Community Hospitals' estimated combined attorney's fees total \$10,000,000:

- c. Good Samaritan Medical Center, Inc.'s estimated attorney's fees: \$2,000,000.
- d. Delray Medical Center, Inc.'s estimated attorney's fees: \$2,000,000.
- e. Palm Beach Gardens Community Hospital, Inc.'s (d/b/a Palm Beach Gardens Medical Center) estimated attorney's fees: \$2,000,000.
- f. St. Mary's Medical Center, Inc.'s estimated attorney's fees: \$2,000,000.
- g. West Boca Medical Center, Inc.'s estimated attorney's fees: \$2,000,000.

The Leapfrog Group seeks attorney's fees under FDUTPA, Fla. Stat. § 501.2105(1) and Florida's Anti-SLAPP statute, Fla. Stat. § 768.295. Leapfrog's estimated attorney's fees through trial are \$1,750,000.

Dated: December 15, 2025

Respectfully submitted,

By: /s/ Kimberly E. Blair

By: /s/ Jeffrey Marcus

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Attorneys for the Community Hospitals

Schedule A

Community Hospitals' Exhibits

Defendant's Key to Their Objections

Abbreviation	FRE	Explanation
R	401/402	Relevance
UP	403	Unfair prejudice
F	901/902	Foundation
H	802	Hearsay
PK	601/602	Personal Knowledge
BER	1001/1002	Best evidence rule

Community Hospitals' Exhibit List

Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-000	The Leapfrog Group's Website & Related Documents				
PX-001.0	LEAPFROG00030928 - LEAPFROG00030958	4/10/2023	Leapfrog Hospital Safety Grade Scoring Methodology, Spring 2023 Safety Grade	May	None
PX-002.0	PBHN000003044 - PBHN000003069	11/4/2024	Leapfrog Hospital Safety Grade Scoring Methodology, Fall 2024 Safety Grade	Yes	None
PX-003.0	LEAPFROG00138581 - LEAPFROG00138590	1/1/2025	Leapfrog Certified Coaches Training: Leapfrog Hospital Survey	Yes	None
PX-004.0	PBHN000002651 - PBHN000003003	5/2/2025	Leapfrog Hospital Survey Hard Copy: Questions & Reporting Periods, Endnotes, Measure Specifications, FAQs	Yes	None
PX-005.0	N/A - N/a	8/28/2025	Defendant The Leapfrog Group's Answer to Plaintiffs' Amended Complaint (Dkt. 75)	Yes	None
PX-006.0	N/a - N/a	5/2/2025	Leapfrog Hospital Survey Hard Copy: Questions & Reporting Periods, Endnotes, Measure Specifications, FAQs	Yes	None
PX-007.0	PBHN000002476 - PBHN000002482	8/5/2025	Recognition from Leapfrog is Significant. And Sharing Your News is Essential, The Leapfrog Group Homepage	Yes	None
PX-008.0	PBHN000003004 - PBHN000003008	8/5/2025	Lives Lost and Lives Saved, The Leapfrog Group	Yes	None
PX-008.1	PBHN000003004 - PBHN000003008	8/5/2025	Lives Lost and Lives Saved, https://www.hospitalsafetygrade.org/LivesLost	Yes	None
PX-009.0	PBHN000002549 - PBHN000002564	8/5/2025	See How Hospitals and Surgery Centers Are Sharing Their News, The Leapfrog Group	Yes	None
PX-010.0	PBHN000002538 - PBHN000002544	8/5/2025	How to License Your Designated Logo, The Leapfrog Group	Yes	None
PX-011.0	PBHN000003079 - PBHN000003081	8/5/2025	Why the Hospital Safety Grade Works, The Leapfrog Group	Yes	None
PX-011.1	N/a - N/a		Why the Hospital Safety Grade Works	Yes	None
PX-012.0	PBHN000004113 - PBHN000004115	8/6/2025	Press Resources: Spring 2025 Leapfrog Hospital Safety Grade, The Leapfrog Group	Yes	None
PX-013.0	PBHN000003152 - PBHN000003154	8/6/2025	About Leapfrog Group, Driving Healthcare Transparency	Yes	None
PX-014.0	PBHN000004353 - PBHN000004353	7/31/2025	Your Hospital's Safety Grade, The Leapfrog Group	Yes	None
PX-015.0	PBHN000003134 - PBHN000003135	8/6/2025	Regional Leaders, The Leapfrog Group	Yes	None
PX-016.0	PBHN000002602 - PBHN000002603	8/6/2025	Why Leapfrog	Yes	None
PX-017.0	PBHN000002521 - PBHN000002522	8/6/2025	Leapfrog Value-Based Purchasing Program	Yes	R, UP
PX-018.0	PBHN000002486 - PBHN000002489	8/6/2025	How Health Plans Can Use Leapfrog Data, The Leapfrog Group	Yes	None
PX-019.0	PBHN000004438 - PBHN000004439	8/7/2025	Leapfrog Hospital Safety Grade, The Leapfrog Group	Yes	None

Community Hospitals' Exhibit List

Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-020.0	N/a - N/a	8/19/2025	Internet Archive archival of https://www.hospitalsafetygrade.org/LivesLost on August 19, 2025	Yes	None
PX-021.0	PBHN000002423 - PBHN000002427	8/6/2025	Frequently Asked Questions About the Leapfrog Hospital Safety Grade, The Leapfrog Group	Yes	None
PX-021.1	N/A - N/A	9/3/2025	Webpage: Frequently Asked Questions About the Leapfrog Hospital Safety Grade, Leapfrog Hospital Safety Grade	Yes	None
PX-021.2	N/A - N/A	9/3/2025	Webpage: Frequently Asked Questions About the Leapfrog Hospital Safety Grade, Leapfrog Hospital Safety Grade	Yes	None
PX-021.3	N/A - N/A	9/3/2025	Webpage: Frequently Asked Questions About the Leapfrog Hospital Safety Grade, Leapfrog Hospital Safety Grade	Yes	None
PX-021.4	N/A - N/A	9/3/2025	Webpage: Frequently Asked Questions About the Leapfrog Hospital Safety Grade, Leapfrog Hospital Safety Grade	Yes	None
PX-022.0	PBHN000002626 - PBHN000002628	8/5/2025	Choosing the Best Hospital, The Leapfrog Group	Yes	None
PX-022.1	N/A - N/A	9/3/2025	Webpage: Choosing the Best Hospital, Leapfrog Hospital Safety Grade	Yes	None
PX-022.2	N/A - N/A	9/3/2025	Webpage: Choosing the Best Hospital, Leapfrog Hospital Safety Grade	Yes	None
PX-023.0	PBHN000003070 - PBHN000003075	8/5/2025	How to Use the Grade, The Leapfrog Group	Yes	None
PX-023.1	N/A - N/A	9/3/2025	Webpage: How to Use the Grade, Leapfrog Hospital Safety Grade	Yes	None
PX-023.2	N/A - N/A	9/3/2025	Webpage: How to Use the Grade, Leapfrog Hospital Safety Grade	Yes	None
PX-023.3	N/A - N/A	9/3/2025	Webpage: How to Use the Grade, Leapfrog Hospital Safety Grade	Yes	None
PX-024.0	N/a - N/a	9/21/2025	Hilo Benioff Medical Center Main - HI - Hospital Safety Grade	May	R, UP
PX-025.0	N/a - N/a	9/21/2025	Hilo Benioff Medical Center Main, Hospital Details Table	May	R, UP
PX-026.0	N/a - N/a	9/25/2025	Become a Leapfrog Certified Coach	May	None
PX-027.0	N/a - N/a	10/23/2025	About The Leapfrog Group, https://www.hospitalsafetygrade.org/about-our-movement/about-the-leapfrog-group	Yes	None
PX-028.0	N/a - N/a	10/24/2025	Welcome to the 2025 Leapfrog Hospital Survey, https://www.leapfroggroup.org/survey-materials/survey-login-and-materials	May	None
PX-029.0	N/a - N/a	10/26/2025	Leapfrog's Website Indicating media/file/Expert_Panel_Guiding_Principles_Nov12_updated.pdf is Not Found	Yes	None
PX-030.0	N/a - N/a	11/26/2025	"Frequently Asked Questions About The Leapfrog Hospital Safety Grade" webpage	May	None

Community Hospitals' Exhibit List

Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-031.0	N/a - N/a	N/A	White Rock Medical Center, Ratings, Leapfrog Group	May	R, UP
PX-032.0	N/a - N/a	N/A	Lima Memorial Health System, Ratings, Leapfrog Group	May	R, UP
PX-033.0	N/a - N/a	12/5/2025	Good Samaritan Medical Center on Leapfrog's Website, Home Page	Yes	None
PX-033.1	N/a - N/a	12/3/2025	Good Samaritan Medical Center on Leapfrog's Website, Search Results	Yes	None
PX-033.2	N/a - N/a	12/3/2025	Good Samaritan Medical Center on Leapfrog's Website, Infections	Yes	None
PX-033.3	N/a - N/a	12/3/2025	Good Samaritan Medical Center on Leapfrog's Website, Problems with Surgery	Yes	None
PX-033.4	N/a - N/a	12/3/2025	Good Samaritan Medical Center on Leapfrog's Website, Safety Problems	Yes	None
PX-033.5	N/a - N/a	12/3/2025	Good Samaritan Medical Center on Leapfrog's Website, Practices to Prevent Errors	Yes	None
PX-033.6	N/a - N/a	12/3/2025	Good Samaritan Medical Center on Leapfrog's Website, Doctors, Nurses & Hospital Staff	Yes	None
PX-033.7	N/a - N/a	12/5/2025	Good Samaritan Medical Center on Leapfrog's Website, Hospital Details Page	Yes	None
PX-034.0	N/a - N/a	12/5/2025	Delray Medical Center on Leapfrog's Website, Home Page	Yes	None
PX-034.1	N/a - N/a	12/3/2025	Delray Medical Center on Leapfrog's Website, Search Results	Yes	None
PX-034.2	N/a - N/a	12/3/2025	Delray Medical Center on Leapfrog's Website, Infections	Yes	None
PX-034.3	N/a - N/a	12/3/2025	Delray Medical Center on Leapfrog's Website, Problems with Surgery	Yes	None
PX-034.4	N/a - N/a	12/3/2025	Delray Medical Center on Leapfrog's Website, Safety Problems	Yes	None
PX-034.5	N/a - N/a	12/3/2025	Delray Medical Center on Leapfrog's Website, Practices to Prevent Errors	Yes	None
PX-034.6	N/a - N/a	12/3/2025	Delray Medical Center on Leapfrog's Website, Doctors, Nurses & Hospital Staff	Yes	None
PX-034.7	N/a - N/a	12/5/2025	Delray Medical Center on Leapfrog's Website, Hospital Details Page	Yes	None
PX-035.0	N/a - N/a	12/5/2025	Palm Beach Gardens Medical Center on Leapfrog's Website, Home Page	Yes	None
PX-035.1	N/a - N/a	12/3/2025	Palm Beach Gardens Medical Center on Leapfrog's Website, Search Results	Yes	None
PX-035.2	N/a - N/a	12/3/2025	Palm Beach Gardens Medical Center on Leapfrog's Website, Infections	Yes	None
PX-035.3	N/a - N/a	12/3/2025	Palm Beach Gardens Medical Center on Leapfrog's Website, Problems with Surgery	Yes	None
PX-035.4	N/a - N/a	12/3/2025	Palm Beach Gardens Medical Center on Leapfrog's Website, Safety Problems	Yes	None
PX-035.5	N/a - N/a	12/3/2025	Palm Beach Gardens Medical Center on Leapfrog's Website, Practices to Prevent Errors	Yes	None

Community Hospitals' Exhibit List

Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-035.6	N/a - N/a	12/3/2025	Palm Beach Gardens Medical Center on Leapfrog's Website, Doctors, Nurses & Hospital Staff	Yes	None
PX-035.7	N/a - N/a	12/5/2025	Palm Beach Gardens Medical Center on Leapfrog's Website, Hospital Details Page	Yes	None
PX-036.0	N/a - N/a	12/5/2025	St. Mary's Medical Center on Leapfrog's Website, Home Page	Yes	None
PX-036.1	N/a - N/a	12/3/2025	St. Mary's Medical Center on Leapfrog's Website, Search Results	Yes	None
PX-036.2	N/a - N/a	12/3/2025	St. Mary's Medical Center on Leapfrog's Website, Infections	Yes	None
PX-036.3	N/a - N/a	12/3/2025	St. Mary's Medical Center on Leapfrog's Website, Problems with Surgery	Yes	None
PX-036.4	N/a - N/a	12/3/2025	St. Mary's Medical Center on Leapfrog's Website, Safety Problems	Yes	None
PX-036.5	N/a - N/a	12/3/2025	St. Mary's Medical Center on Leapfrog's Website, Practices to Prevent Errors	Yes	None
PX-036.6	N/a - N/a	12/3/2025	St. Mary's Medical Center on Leapfrog's Website, Doctors, Nurses & Hospital Staff	Yes	None
PX-036.7	N/a - N/a	12/5/2025	St. Mary's Medical Center on Leapfrog's Website, Hospital Details Page	Yes	None
PX-037.0	N/a - N/a	12/5/2025	West Boca Medical Center on Leapfrog's Website, Home Page	Yes	None
PX-037.1	N/a - N/a	12/3/2025	West Boca Medical Center on Leapfrog's Website, Search Results	Yes	None
PX-037.2	N/a - N/a	12/3/2025	West Boca Medical Center on Leapfrog's Website, Infections	Yes	None
PX-037.3	N/a - N/a	12/3/2025	West Boca Medical Center on Leapfrog's Website, Problems with Surgery	Yes	None
PX-037.4	N/a - N/a	12/3/2025	West Boca Medical Center on Leapfrog's Website, Safety Problems	Yes	None
PX-037.5	N/a - N/a	12/3/2025	West Boca Medical Center on Leapfrog's Website, Practices to Prevent Errors	Yes	None
PX-037.6	N/a - N/a	12/3/2025	West Boca Medical Center on Leapfrog's Website, Doctors, Nurses & Hospital Staff	Yes	None
PX-037.7	N/a - N/a	12/5/2025	West Boca Medical Center on Leapfrog's Website, Hospital Details Page	Yes	None
PX-038.0	PBHN000003076 - PBHN000003078	8/5/2025	West Boca Medical Center, Ratings, Leapfrog Group	Yes	None
PX-039.0	N/a - N/a	9/2/2025	Delray Medical Center, Ratings, Leapfrog Group - Delray Medical Center has Declined to Respond	Yes	None
PX-040.0	N/a - N/a	9/2/2025	Delray Medical Center, Ratings, Leapfrog Group	Yes	None
PX-041.0	N/a - N/a	9/2/2025	Delray Medical Center, Ratings, Leapfrog Group - Delray Medical Center has Declined to Respond	Yes	None
PX-042.0	N/a - N/a	9/2/2025	Delray Medical Center, Ratings, Leapfrog Group	Yes	None
PX-043.0	N/a - N/a	9/2/2025	Delray Medical Center, Ratings, Leapfrog Group - Delray Medical Center has Declined to Respond	Yes	None
PX-044.0	N/a - N/a	9/2/2025	Delray Medical Center, Ratings, Leapfrog Group	Yes	None

Community Hospitals' Exhibit List

Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-045.0	N/a - N/a	9/11/2025	Delray Medical Center - FL - Hospital Safety Grade	Yes	None
PX-046.0	N/a - N/a	9/11/2025	Delray Medical Center, Hospital Details Table	Yes	None
PX-047.0	N/a - N/a	9/11/2025	Delray Medical Center, Ratings, Leapfrog Group	Yes	None
PX-048.0	N/a - N/a	9/11/2025	Delray Medical Center, Ratings, Leapfrog Group	Yes	None
PX-049.0	N/a - N/a	9/11/2025	Delray Medical Center, Hospital Details Table	Yes	None
PX-050.0	N/a - N/a	9/19/2025	West Boca Medical Center - FL - Hospital Safety Grade	Yes	None
PX-051.0	N/a - N/a	N/A	West Boca Medical Center, Ratings, Leapfrog Group	Yes	None
PX-053.0	PBHN000007595 - PBHN000007597	8/7/2025	St Marys - FL - Hospital Safety Grade - Show recent past grades.pdf	May	None
PX-054.0	PBHN000007586 - PBHN000007587	8/7/2025	Good_samaritan_screenshots.pdf	May	BER
PX-055.0	PBHN000007588 - PBHN000007590	8/7/2025	Palm Beach Gardens Medical Center - FL - Hospital Safety Grade - Show recent past grades.pdf	May	None
PX-056.0	PBHN000007580 - PBHN000007582	8/7/2025	Delray Medical Center - FL - Hospital Safety Grade - Show recent past grades.pdf	May	None
PX-057.0	PBHN000002629 - PBHN000002631	8/5/2025	Delray Medical Center - FL - Spring 2025 Hospital Safety Grade.pdf	May	None
PX-057.1	N/a - N/a	9/2/2025	Webpage: Delray Medical Center - FL - Hospital Safety Grade	May	None
PX-058.0	PBHN000003009 - PBHN000003011	8/5/2025	Palm Beach Gardens Medical Center - FL - Spring 2025 Hospital Safety Grade.pdf	May	None
PX-059.0	PBHN000007598 - PBHN000007600	8/7/2025	West Boca Medical Center - FL - Hospital Safety Grade - Show recent past grades.pdf	May	None
PX-060.0	PBHN000003746 - PBHN000003750	8/6/2025	Delray, Hospital Matches Delray Beach Search Results.pdf	May	None
PX-061.0	PBHN000007583 - PBHN000007585	8/7/2025	Good Samaritan Medical Center - FL - Hospital Safety Grade - Show recent past grades.pdf	May	None
PX-062.0	PBHN000002641 - PBHN000002643	8/5/2025	Good Samaritan Medical Center - FL - Spring 2025 Hospital Safety Grade.pdf	May	None
PX-063.0	PBHN000007591 - PBHN000007594	8/7/2025	Palm Beach Gardens Medical Center Hospital Safety Grade Measures Packet.pdf	May	None
PX-064.0	PBHN000003041 - PBHN000003043	8/5/2025	St. Mary's Medical Center - FL - Spring 2025 Hospital Safety Grade.pdf	May	None
PX-065.0	PBHN000003151 - PBHN000003151	8/6/2025	2025.08.05 Flowchart Screenrecording Backup.mp4	Yes	None
PX-066.0	N/a - N/a	12/5/2025	Leapfrog Website, About the Grade	Yes	None
PX-066.1	N/A - N/A	8/6/2025	About the Grade, https://www.hospitalsafetygrade.org/about-the-grade	Yes	None
PX-066.2	N/A - N/A	8/6/2025	About the Grade, https://www.hospitalsafetygrade.org/about-the-grade	Yes	None
PX-066.3	PBHN000002619 - PBHN000002625	8/6/2025	About the Grade, https://www.hospitalsafetygrade.org/about-the-grade	Yes	None
PX-200	Other Documents				

Community Hospitals' Exhibit List

Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-201.0	LEAPFROG3088977 - LEAPFROG3089003	9/20/2011	Board Update: Progress on Safety Score	Yes	None
PX-201.1	LEAPFROG3088977 - LEAPFROG3089003	9/16/2011	Board Update: Progress on Safety Score	Yes	None
PX-202.0	LEAPFROG3100665 - LEAPFROG3100674	4/1/2013	Safety in Numbers: The Development of Leapfrog's Composite Patient Safety Score for U.S. Hospitals	Yes	None
PX-202.1	LEAPFROG3100665 - LEAPFROG3100674	5/7/2013	Safety in Numbers: The Development of Leapfrog's Composite Patient Safety Score for U.S. Hospitals	Yes	None
PX-202.2	LEAPFROG3100665 - LEAPFROG3100674	5/7/2013	Safety in Numbers: The Development of Leapfrog's Composite Patient Safety Score for U.S. Hospitals	Yes	None
PX-203.0	PBHN000018048 - PBHN000018050	10/27/2016	Expert Panel's Guiding Principles on the Development of the Composite Leapfrog Hospital Safety Grade for U.S. Hospitals	Yes	None
PX-204.0	ARMSTRONG_0003563 - ARMSTRONG_0003579	5/23/2025	Email from Unknown to Missy Danforth, Thomas Duff, and Alexandra Campione re: CONFIDENTIAL WITH COUNSEL - FW: Missing Data.pptx	May	P
PX-204.1	ARMSTRONG_0003576 - ARMSTRONG_0003579	6/14/2017	Leapfrog Hospital Safety Grade Expert Panel In-Person Meeting Agenda	May	None
PX-204.2	ARMSTRONG_0003576 - ARMSTRONG_0003579	6/14/2017	Leapfrog Hospital Safety Grade Expert Panel In-Person Meeting Agenda	May	None
PX-204.3	ARMSTRONG_0003576 - ARMSTRONG_0003579	6/14/2017	Leapfrog Hospital Safety Grade Expert Panel In-Person Meeting Agenda	May	None
PX-205.0	LEAPFROG3477483 - LEAPFROG3477491	2/13/2018	Business Development Discovery Report	Yes	None
PX-205.1	LEAPFROG3477483 - LEAPFROG3477491	2/13/2018	Business Development Discovery Report	Yes	None
PX-206.0	ARMSTRONG_0000001 - ARMSTRONG_0000009	6/4/2018	Contract for Consulting Services: Leapfrog Hospital Survey and Hospital Safety Score	May	None
PX-206.1	ARMSTRONG_0000001 - ARMSTRONG_0000009	6/4/2018	Contract for Consulting Services: Leapfrog Hospital Survey and Hospital Safety Score	May	None
PX-207.0	ARMSTRONG_0018876 - ARMSTRONG_0018877	4/12/2019	Email from Matt Austin to self re: Notes for Today's Call with Patrick Romano	May	None
PX-207.1	ARMSTRONG_0018876 - ARMSTRONG_0018877	4/12/2019	Email from Matt Austin to himself re: Notes for Today's Call with Patrick Romano	May	None
PX-208.0	LEAPFROG3553123 - LEAPFROG3553132	5/7/2019	Lives Lost, Lives Saved: An Updated Comparative Analysis of Avoidable Deaths at Hospitals Graded by The Leapfrog Group	Yes	None
PX-209.0	ARMSTRONG_0014327 - ARMSTRONG_0014343	6/5/2019	Email from Jordan Derk to Matt Austin re: Lives Saved Presentation	Yes	None
PX-209.1	ARMSTRONG_0014327 - ARMSTRONG_0014343	6/5/2019	Email from Jordan Derk to Matt Austin re: Lives Saved Presentation	Yes	None
PX-210.0	LEAPFROG00026697 - LEAPFROG00026724	10/21/2019	Leapfrog Hospital Safety Grade Scoring Methodology, Fall 2019	Yes	None
PX-211.0	ARMSTRONG_0016492 - ARMSTRONG_0016495	10/27/2019	Email from Matt Austin to self re: FW: Updated Expert_Panel_Guiding_Principles_170703.docx	Yes	H, R
PX-211.1	ARMSTRONG_0016492 - ARMSTRONG_0016492	10/27/2019	Email from Matt Austin to self re: Updated Expert_Panel_Guiding_Principles_170703.docx	Yes	H, R

Community Hospitals' Exhibit List

Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-211.2	ARMSTRONG_0016493 - ARMSTRONG_0016495	10/27/2019	Expert_Panel_Guiding_Principles_170703.docx	Yes	H, R
PX-212.0	LEAPFROG02048396 - LEAPFROG02048404	2/13/2020	Appointment invite from Missy Danforth to Andrew Card, et al. re: Safety Grade imputation project	May	None
PX-213.0	LEAPFROG02655320 - LEAPFROG02655331	5/8/2020	Email from Leah Binder to Kush Banerjee re: Spring licensure update	Yes	None
PX-213.1	LEAPFROG02655320 - LEAPFROG02655331	5/8/2020	Email from Leah Binder to Kush Banerjee re: Spring licensure update	Yes	None
PX-214.0	LEAPFROG02005727 - LEAPFROG02005730	6/8/2020	Email from Andrew Card to Matt Austin re: Notes and recording from SG Expert Panel	May	None
PX-214.1	LEAPFROG02005727 - LEAPFROG02005730	6/8/2020	Email from Andrew Card to Matt Austin re: Notes and recording from SG Expert Panel	May	None
PX-215.0	LEAPFROG02135657 - LEAPFROG02135659	1/28/2021	Email from Erica Mobley to Leah Binder re: Hopkins Contact 2021-2022	Yes	R, H
PX-216.0	LEAPFROG01991528 - LEAPFROG01991537	3/16/2021	Email from Missy Danforth to Sara Singer, et al. re: Update on Leapfrog Hospital Safety Grade New Imputation Approach	Yes	None
PX-216.1	LEAPFROG01991528 - LEAPFROG01991537	3/16/2021	Email from Missy Danforth to Sara Singer, et al. re: Update on Leapfrog Hospital Safety Grade New Imputation Approach	Yes	None
PX-216.2	LEAPFROG01991528 - LEAPFROG01991537	3/16/2021	Email from Missy Danforth to Sara Singer, et al. re: Update on Leapfrog Hospital Safety Grade New Imputation Approach	Yes	None
PX-218.0	LEAPFROG01918816 - LEAPFROG01918821	9/2/2021	Email from Missy Danforth to Matt Austin re: HSG Expert Panel Call Agenda	Yes	None
PX-218.1	LEAPFROG01918816 - LEAPFROG01918821	9/2/2021	Email from Missy Danforth to Matt Austin, Andrew Card, and Emma Domico re: HSG Expert Panel Call Agenda	Yes	None
PX-218.2	LEAPFROG01918816 - LEAPFROG01918821	9/2/2021	Email from Missy Danforth to Matt Austin, Andrew Card, and Emma Domico re: HSG Expert Panel Call Agenda	Yes	None
PX-219.0	LEAPFROG02810522 - LEAPFROG02810523	9/8/2021	Email from Kush Banerjee to Andrew McAlister, et al. re: 2021 Leapfrog Hospital Survey monthly update	Yes	None
PX-220.0	LEAPFROG01895141 - LEAPFROG01895145	11/30/2021	Email from Emma Domico to Arnold Milstein, Peter Pronovost, et al. re: Leapfrog HSG Expert Panel Follow-Up	May	None
PX-221.0	LEAPFROG02336711 - LEAPFROG02336719	2/14/2022	Email from Karen Jupiter to Leah Binder re: Annual Report	Yes	None
PX-222.0	LEAPFROG02844927 - LEAPFROG02845043	6/9/2022	Email from Alicia Vann to Kush Banerjee and Cheri Gillett re: training deck and Fall planning	Yes	None
PX-222.1	LEAPFROG02844927 - LEAPFROG02845043	6/9/2022	Email from Alicia Vann to Kush Banerjee and Cheri Gillett re: training deck and Fall planning	Yes	None
PX-223.0	LEAPFROG01897128 - LEAPFROG01897135	8/23/2022	Email from Leah Binder to Missy Danforth re: Final changes to fall 2022 Safety Grade Methodology with responses to public comments; attaching edits to responses to public comment	Yes	None

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Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-223.1	LEAPFROG01897128 - LEAPFROG01897129	8/23/2022	Email from Leah Binder to Missy Danforth re: Final changes to fall 2022 Safety Grade Methodology with responses to public comments	Yes	None
PX-223.2	LEAPFROG01897130 - LEAPFROG01897135	N/A	Final Updates to the Leapfrog Hospital Safety Grade Methodology for Fall 2022 with redline revisions and comments	Yes	None
PX-224.0	LEAPFROG00380054 - LEAPFROG00380071	12/5/2022	CEO Update to the Leapfrog Board of Directors	May	None
PX-225.0	LEAPFROG00505895 - LEAPFROG00505907	1/1/2023	Deck: The Leapfrog Group Overview of Business Revenue Programs	Yes	None
PX-225.1	LEAPFROG00505895 - LEAPFROG00505905	1/1/2023	Deck: The Leapfrog Group Overview of Business Revenue Programs	Yes	None
PX-226.0	LEAPFROG00382601 - LEAPFROG00382608	1/12/2023	FISCAL YEAR 2022 GOALS (July 1, 2021 - June 30, 2022) FINAL PROGRESS REPORT	Yes	None
PX-227.0	LEAPFROG00261248 - LEAPFROG00261256	1/30/2023	Email from Patrick Romano to Missy Danforth re: Just Published: 2023 Hospital Safety Grade Methodology	May	None
PX-228.0	LEAPFROG00234804 - LEAPFROG00234812	1/30/2023	Email from Missy Danforth to Patrick Romano re: Just Published: 2023 Hospital Safety Grade Methodology	May	None
PX-229.0	LEAPFROG00381688 - LEAPFROG00381700	3/15/2023	CEO Update to the Leapfrog Board of Directors	Yes	None
PX-230.0	LEAPFROG00176211 - LEAPFROG00176224	6/14/2023	Email from Missy Danforth to Karen Jupiter re: Goals and Budge	May	None
PX-231.0	LEAPFROG01188016 - LEAPFROG01188017	7/14/2023	Email from Kush Banerjee to Patrice Brown re: Kush's annual review (Banerjee 21)	May	None
PX-231.1	LEAPFROG01188016 - LEAPFROG01188017	7/14/2023	Email from Kush Banerjee to Patrice Brown re: Kush's annual review	May	None
PX-232.0	LEAPFROG00302828 - LEAPFROG0020302852	7/26/2023	Email from Katie Burggraf Stewart to Missy Danforth re: Presentation	Yes	None
PX-232.1	LEAPFROG00302828 - LEAPFROG0020302851	7/26/2023	Email from Katie Burggraf Stewart to Missy Danforth re: Presentation	Yes	None
PX-233.0	LEAPFROG00159552 - LEAPFROG00159556	8/16/2023	Email from Alexandra Campione to Missy Danforth re: Proposed Changes Draft	May	None
PX-234.0	LEAPFROG00323128 - LEAPFROG00323132	8/23/2023	Email from Adhi Sharma to Leah Binder re: Survey Methodology	May	H, F, PK
PX-234.1	LEAPFROG00323128 - LEAPFROG00323132	8/23/2023	Email from Adhi Sharma to Leah Binder re: Survey Methodology	May	H, F, PK
PX-235.0	LEAPFROG00749180 - LEAPFROG00749183	8/25/2023	Email from Leah Binder to Karen Jupiter re: OPPORTUNITY - Leapfrog Annual Meeting and Top Hospital/ASC Awards Dinner Dec 5 in DC Sponsorship	May	None
PX-235.1	LEAPFROG00749180 - LEAPFROG00749183	8/25/2023	Email from Leah Binder to Karen Jupiter re: OPPORTUNITY - Leapfrog Annual Meeting and Top Hospital/ASC Awards Dinner Dec 5 in DC Sponsorship	May	None
PX-236.0	LEAPFROG00155945 - LEAPFROG00155950	10/1/2023	Contract for Consulting Services: MetaStar & The Leapfrog Group: On-Site Verification for Hospitals and Amnulatory Surgery Centers	May	None

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Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-237.0	LEAPFROG00500128 - LEAPFROG00500133	10/3/2023	Email from Kush Banerjee to Barbara Havens re: HAC-MMO connection	May	None
PX-237.1	LEAPFROG00500128 - LEAPFROG00500133	10/3/2023	Email from Kush Banerjee to Barbara Havens re: HAC-MMO connection	May	None
PX-238.0	LEAPFROG00540360 - LEAPFROG00540362	10/4/2023	Slack messages between Alex Campione and Paige Lipscomb	Yes	None
PX-238.1	LEAPFROG00540360 - LEAPFROG00540362	10/4/2023	Slack messages between Alexandra Campione and Paige Lipscomb	Yes	None
PX-238.2	LEAPFROG00540360 - LEAPFROG00540362	10/4/2023	Slack messages between Alexandra Campione and Paige Lipscomb	Yes	None
PX-239.0	LEAPFROG00139498 - LEAPFROG00139503	10/4/2023	Slack messages between Alex Campione and Missy Danforth	Yes	None
PX-240.0	LEAPFROG00378342 - LEAPFROG00378372	10/17/2023	Long-Term Strategic Intent Retrospective on 2021-2023, Visions of 2024-2026	Yes	None
PX-241.0	LEAPFROG00602604 - LEAPFROG00602605	11/8/2023	Email from Kush Banerjee to Alexandra Campione and Missy Danforth re: A licensees that don't submit Survey	Yes	None
PX-241.1	LEAPFROG00602604 - LEAPFROG00602605	11/8/2023	Email from Kush Banerjee to Alexandra Campione and Missy Danforth re: A licensees that don't submit Survey	Yes	None
PX-241.2	LEAPFROG00602604 - LEAPFROG00602605	11/8/2023	Email from Kush Banerjee to Alexandra Campione and Missy Danforth re: A licensees that don't submit Survey	Yes	None
PX-241.3	LEAPFROG00602604 - LEAPFROG00602605	11/8/2023	Email from Kush Banerjee to Alexandra Campione and Missy Danforth re: A licensees that don't submit Survey	Yes	None
PX-242.0	LEAPFROG01044788 - LEAPFROG01044792	11/21/2023	Email from Lauren Bailey to Summer Hunt re: NC5 request today	May	None
PX-243.0	LEAPFROG00639093 - LEAPFROG00639109	11/30/2023	Email from Alexandra Campione to Missy Danforth and Kush Banerjee re: Accolades Analysis	May	None
PX-244.0	LEAPFROG01208597 - LEAPFROG01208599	12/11/2023	Fall 2023 HSG and Top Hospital Sales- 12/11/2023	Yes	None
PX-244.1	LEAPFROG01208597 - LEAPFROG01208599	12/11/2023	Fall 2023 HSG and Top Hospital Sales- 12/11/2023	Yes	None
PX-245.0	LEAPFROG00499002 - LEAPFROG00499066	12/18/2023	Email from Paul Alper to Chris Pfaff re: Leapfrog <=> Cytovale Following Up	May	F, H, UP, R
PX-246.0	LEAPFROG00267896 - LEAPFROG00267911	1/8/2024	Leapfrog Hospital Safety Grade, Guide to Hospital Safety Grade Campaigns	May	None
PX-247.0	LEAPFROG01073566 - LEAPFROG01073581	1/18/2024	Appointment invite from Kush Banerjee to Missy Danforth, Alexandra Campione, Lindsay Belville, et al. re: TelAffects-Leapfrog system communication regroup	Yes	None
PX-247.1	LEAPFROG01073566 - LEAPFROG01073577; LEAPFROG01073580- LEAPFROG01073581	1/18/2024	Appointment invite from Kush Banerjee to Missy Danforth, Alexandra Campione, Lindsay Belville, et al. re: TelAffects-Leapfrog system communication regroup	Yes	None

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Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-247.2	LEAPFROG01073566 - LEAPFROG01073577; LEAPFROG01073580 - LEAPFROG01073581	1/18/2024	Appointment invite from Kush Banerjee to Missy Danforth, Alexandra Campione, Lindsay Belville, et al. re: TelAffects-Leapfrog system communication regroup	Yes	None
PX-247.3	LEAPFROG01073566 - LEAPFROG01073581	1/18/2024	Appointment invite from Kush Banerjee to Missy Danforth, Alexandra Campione, Lindsay Belville, et al. re: TelAffects-Leapfrog system communication regroup	Yes	None
PX-248.0	LEAPFROG00328360 - LEAPFROG00328364	2/25/2024	Email from Leah Binder to Michelle Martin re: Confidential: Leapfrog CEO Evaluation & Compensation recommendation	Yes	H, R, UP
PX-248.1	LEAPFROG00328364 - LEAPFROG00328364	2/25/2024	Memorandum from Leah Binder to Leapfrog Board of Directors Executive Committee re: Self-Evaluation of CEO Performance	Yes	H, R, UP
PX-249.0	LEAPFROG00297580 - LEAPFROG00297581	2/26/2024	Email from Missy Danforth to Ratings Team re: Imputation Model for Fall 2024 Safety Grades	Yes	None
PX-249.1	LEAPFROG00297580 - LEAPFROG00297580	2/26/2024	Email from Missy Danforth to Ratings Team re: Imputation Model for Fall 2024 safety Grades	Yes	None
PX-250.0	LEAPFROG00776613 - LEAPFROG00776621	3/11/2024	Email from Karen Jupiter to Leah Binder re: Calling ALL Washington Nonprofits - Art Of Fundraising Revealed	May	None
PX-251.0	n/a - n/a	3/2024	March 2024 Board Meeting Agenda	Yes	None
PX-253.0	LEAPFROG00216101 - LEAPFROG00216107	3/19/2024	Email from Jean-Luc Tilly to Josh Berlin re: For Review: Updated Strategic Plan	May	H, R, F
PX-254.0	N/a - N/a	3/20/2024	Minutes, The Leapfrog Group, Board of Directors	May	None
PX-255.0	n/a - n/a	3/20/2024	FY2024 Financials YTD March Board Meeting	Yes	None
PX-257.0	LEAPFROG01218065 - LEAPFROG01218066	3/21/2024	Slack messages between Karen Jupiter and Lauren Bailey	Yes	None
PX-257.1	LEAPFROG01218065 - LEAPFROG01218066	3/21/2024	Slack messages between Karen Jupiter and Lauren Bailey	Yes	None
PX-257.2	LEAPFROG01218065 - LEAPFROG01218066	3/21/2024	Slack messages between Karen Jupiter and Lauren Bailey	Yes	None
PX-258.0	LEAPFROG00489445 - LEAPFROG00489466	3/26/2024	Email from Paul Alper to Todd Fessler re: Data Prospectus as requested at HIMSS	Yes	F, H, PK
PX-258.1	LEAPFROG00489445 - LEAPFROG00489466	3/26/2024	Email from Paul Alper to Todd Fessler re: Data Prospectus as requested at HIMSS	Yes	F, H, PK
PX-259.0	LEAPFROG00704884 - LEAPFROG00704887	3/29/2024	Email from Katie Stewart to Leah Binder re: Letter for HCA Hospital Advisory Committee Eligibility	May	R
PX-259.1	LEAPFROG00704884 - LEAPFROG00704886	3/29/2024	Email from Katie Burggraf Stewart to Leah Binder re: Letter for HCA re: Hospital Advisory Committee Eligibility	May	R
PX-259.2	LEAPFROG00704887 - LEAPFROG00704887	3/29/2024	Letter from Leapfrog to Kenneth Sands re: Leapfrog Hospital Advisory Committee Eligibility	May	R
PX-260.0	LEAPFROG00430113 - LEAPFROG00430130	4/11/2024	Appointment invite from Matt Austin to Missy Danforth, et al. re: Patrick Romano/Leapfrog - Hospital Safety Grade	Yes	None

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Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-261.0	LEAPFROG00555818 - LEAPFROG00555821	4/12/2025	Email from Campione to Austin, Danforth, Joshi regarding SG Panel Agenda Planning	Yes	None
PX-261.1	PBHN000017982 - PBHN000017982	4/12/2024	Recording of April 12, 2024 Leapfrog Hospital Safety Grade Expert Panel Meeting	Yes	None
PX-261.2	PBHN000018066 - PBHN000018115	4/12/2024	Zoom transcript of recording of April 12, 2024 Leapfrog Hospital Safety Grade Expert Panel Meeting	Yes	None
PX-261.3	PBHN000017981 - PBHN000017981	4/12/2024	GMT20240412-200432_RecordingnewChat.txt	Yes	None
PX-261.4	PBHN000017983 - PBHN000018047	4/12/2024	Certified transcript of recording of April 12, 2024 Leapfrog Hospital Safety Grade Expert Panel Meeting	Yes	None
PX-261.5	N/a - N/a	4/12/2024	Certified transcript of recording of April 12, 2024 Leapfrog Hospital Safety Grade Expert Panel Meeting	Yes	None
PX-261.6	N/a - N/a	4/12/2024	Certified transcript of recording of April 12, 2024 Leapfrog Hospital Safety Grade Expert Panel Meeting	Yes	None
PX-263.0	LEAPFROG01074781 - LEAPFROG01074784	4/12/2024	Email from Alexandra Campione to Matt Austin, Missy Danforth, Preeti Joshi re: SG Panel Agenda Planning	May	None
PX-263.1	LEAPFROG01074781 - LEAPFROG01074784	4/12/2024	Email from Alexandra Campione to Matt Austin, Missy Danforth, Preeti Joshi re: SG Panel Agenda Planning	May	None
PX-264.0	LEAPFROG00437361 - LEAPFROG00437379	4/12/2024	Appointment invite from Matt Austin to Arnold Milstein, Peter Provost, Sara Singer, et al. re: Leapfrog Hospital Safety Grade Expert Panel Call	Yes	None
PX-264.1	LEAPFROG00437361 - LEAPFROG00437361; LEAPFROG00437363 - LEAPFROG00437379	4/12/2024	Appointment invite from Matt Austin to Arnold Milstein, Peter Pronovost, Sara Singer, et al. re: Leapfrog Hospital Safety Grade Expert Panel Call	Yes	None
PX-264.2	LEAPFROG00437361 - LEAPFROG00437361; LEAPFROG00437363 - LEAPFROG00437379	4/12/2024	Appointment invite from Matt Austin to Arnold Milstein, Peter Pronovost, Sara Singer, et al. re: Leapfrog Hospital Safety Grade Expert Panel Call	Yes	None
PX-264.3	LEAPFROG00437361 - LEAPFROG00437361; LEAPFROG00437363 - LEAPFROG00437379	4/12/2024	Appointment invite from Matt Austin to Arnold Milstein, Peter Pronovost, Sara Singer, et al. re: Leapfrog Hospital Safety Grade Expert Panel Call	Yes	None
PX-264.4	LEAPFROG00437361 - LEAPFROG00437361; LEAPFROG00437363 - LEAPFROG00437379	4/12/2024	Appointment invite from Matt Austin to Arnold Milstein, Peter Pronovost, Sara Singer, et al. re: Leapfrog Hospital Safety Grade Expert Panel Call	Yes	None
PX-264.5	LEAPFROG00437361 - LEAPFROG00437361; LEAPFROG00437363 - LEAPFROG00437379	4/12/2024	Appointment invite from Matt Austin to Arnold Milstein, Peter Pronovost, Sara Singer, et al. re: Leapfrog Hospital Safety Grade Expert Panel Call	Yes	None
PX-265.0	LEAPFROG00242816 - LEAPFROG00242834	4/11/2024	Email from Matt Austin to Arnold Milstein, et al. re: Agenda and Slides for Leapfrog Hospital Safety Grade Expert Panel Call	Yes	None
PX-266.0	LEAPFROG00139558 - LEAPFROG00139561	4/12/2024	Messages between Missy Danforth and Alexandra Campione	Yes	None

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Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-266.1	LEAPFROG00139558 - LEAPFROG00139561	4/12/2024	Slack messages between Missy Danforth and Alexandra Campione	Yes	None
PX-266.2	LEAPFROG00139558 - LEAPFROG00139561	4/12/2024	Messages between Missy Danforth and Alexandra Campione	Yes	None
PX-267.0	ARMSTRONG_0017395 - ARMSTRONG_0017395	4/12/2024	Email from Matt Austin to self re: notes from hgs expert panel meeting	Yes	None
PX-267.1	ARMSTRONG_0017395 - ARMSTRONG_0017395	4/12/2024	Email from Matt Austin to himself re: notes from hgs expert panel meeting	Yes	None
PX-269.0	LEAPFROG00205989 - LEAPFROG00205990	4/12/2024	Meeting Notes, Leapfrog Hospital Safety Grade Expert Panel	Yes	None
PX-270.0	ARMSTRONG_0014643 - ARMSTRONG_0014645	4/16/2024	Email from Preeti Joshi to Matt Austin re: Leapfrog HSG Expert Panel Meeting Notes	Yes	None
PX-270.1	ARMSTRONG_0014643 - ARMSTRONG_0014645	4/16/2024	Email from Preeti Joshi to Matt Austin re: Leapfrog HSG Expert Panel Meeting Notes	Yes	None
PX-271.0	LEAPFROG00233894 - LEAPFROG00233895	4/22/2024	Appointment invite from Alexandra Campione to Missy Danforth, Matt Austin, Preeti Joshi, and Leah Binder re: Safety Grade Imputation Changes	Yes	None
PX-271.1	LEAPFROG00233894 - LEAPFROG00233895	4/22/2024	Appointment invite from Alexandra Campione to Missy Danforth, Matt Austin, Preeti Joshi, and Leah Binder re: Safety Grade Imputation Changes	Yes	None
PX-272.0	LEAPFROG00228328 - LEAPFROG00228332	4/22/2024	Email from Matt Austin to Alexandra Campione, Missy Danforth, Preeti Joshi re: Imputation Changes	Yes	None
PX-272.1	LEAPFROG00228328 - LEAPFROG00228332	4/22/2024	Email from Matt Austin to Alexandra Campione, Missy Danforth, Preeti Joshi re: Imputation Changes	Yes	None
PX-272.2	LEAPFROG00228328 - LEAPFROG00228332	4/22/2024	Email from Matt Austin to Alexandra Campione, Missy Danforth, Preeti Joshi re: Imputation Changes	Yes	None
PX-273.0	LEAPFROG00036140 - LEAPFROG00036171	4/18/2024	Please update CCN #102552	Yes	R, H, UP
PX-273.1	LEAPFROG00036143 - LEAPFROG00036171	4/22/2024	Leapfrog Deck: Scoring Methodology, Spring 2024 Safety Guide	Yes	None
PX-273.2	LEAPFROG00036143 - LEAPFROG00036171	4/22/2024	Leapfrog Deck: Scoring Methodology, Spring 2024 Safety Guide	Yes	None
PX-274.0	LEAPFROG00335805 - LEAPFROG00335806	4/22/2024	Email from Alexandra Campione to Missy Danforth, et al. re: Safety Grade Imputation Changes	Yes	None
PX-275.0	LEAPFROG00198278 - LEAPFROG00198281	4/25/2024	Email from Ben Choi to Missy Danforth re: Revised FY24 Forecast	Yes	None
PX-275.1	LEAPFROG00198278 - LEAPFROG00198281	4/25/2024	Email from Ben Choi to Missy Danforth re: Revised FY24 Forecast	Yes	None
PX-275.2	LEAPFROG00198278 - LEAPFROG00198281	4/25/2024	Email from Ben Choi to Missy Danforth re: Revised FY24 Forecast	Yes	None
PX-275.3	LEAPFROG00198278 - LEAPFROG00198281	4/25/2024	Email from Ben Choi to Missy Danforth re: Revised FY24 Forecast	Yes	None
PX-275.4	LEAPFROG00198278 - LEAPFROG00198280	4/25/2024	Email from Ben Choi to Missy Danforth re: Revised FY24 Forecast	Yes	None
PX-276.0	LEAPFROG00192799 - LEAPFROG00192801	4/25/2024	Email from Matt Austin to Alexandra Campione, Missy Danforth, and Preeti Joshi re: Step 2 Imputation Scores	Yes	None

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Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-277.0	LEAPFROG00220682 - LEAPFROG00220686	4/25/2024	Email from Missy Danforth to Matt Austin re: Step 2 Imputation Scores	Yes	None
PX-277.1	LEAPFROG00220682 - LEAPFROG00220686	4/25/2024	Email from Missy Danforth to Matt Austin, Alexandra Campione, and Preeti Joshi re: Step 2 Imputation Scores	Yes	None
PX-277.2	LEAPFROG00220682 - LEAPFROG00220686	4/25/2024	Email from Missy Danforth to Matt Austin, Alexandra Campione, and Preeti Joshi re: Step 2 Imputation Scores	Yes	None
PX-278.0	ARMSTRONG_0002128 - ARMSTRONG_0002130	4/26/2024	Email from Alexandra Campione to Missy Danforth and Matt Austin re: Step 2 Imputation Scores	Yes	None
PX-278.1	ARMSTRONG_0002128 - ARMSTRONG_0002130	4/26/2024	Email from Alexandra Campione to Missy Danforth and Matt Austin re: Step 2 Imputation Scores	Yes	None
PX-279.0	LEAPFROG00718377 - LEAPFROG00718378	4/30/2024	Email from Katie Burggraf Stewart to Ken Sands re: Leapfrog Hospital Advisory Committee Eligibility	Yes	None
PX-280.0	LEAPFROG00323863 - LEAPFROG00323864	4/30/2024	Email from Sands Kenneth to Leah Binder re: Additional Information for Interview with Earle at Herald Tribune	Yes	H, F, R, UP
PX-281.0	LEAPFROG00440010 - LEAPFROG00440010	5/1/2024	Email from Alexandra Campione to Erin Berst re: Question from Miami Herald	Yes	None
PX-281.1	LEAPFROG00440010 - LEAPFROG00440010	5/1/2024	Email from Alexandra Campione to Erin Berst and Summer Hunt re: Question from Miami Herald	Yes	None
PX-282.0	LEAPFROG00369413 - LEAPFROG00369415	5/1/2024	Email from Sands Kenneth to Leah Binder re: Additional Information for Interview with Earle at Herald Tribune	Yes	H, F, R, UP
PX-283.0	LEAPFROG00132896 - LEAPFROG00132899	10/8/2024	Slack messages between Kush Banerjee and Lauren Bailey	Yes	None
PX-285.0	n/a - n/a	5/2024	FY2024 Financials YTD FY2025 DRAFT Budget	Yes	None
PX-286.0	LEAPFROG00237713 - LEAPFROG00237745	5/2/2024	Email from Jean-Luc Tilly to Missy Danforth re: Updated Retreat Collateral	Yes	None
PX-287.0	UCDAVISTLG0000635 - UCDAVISTLG0000653	5/3/2024	Email from Patrick Romano to Brenda Inman, et al. re: Theoretical question on PSI 15 - Accidental Puncture or Laceration	Yes	H, R, UP
PX-287.1	UCDAVISTLG0000635 - UCDAVISTLG0000653	5/3/2024	Email from Patrick Romano to Brenda Inman, et al. re: Theoretical question on PSI 15 - Accidental Puncture or Laceration	Yes	H, R, UP
PX-288.0	LEAPFROG00637922 - LEAPFROG00637925	5/3/2024	Email from Patrick Romano to Matt Austin, Missy Danforth, and Alexandra Campione re: Agenda and Slides for Leapfrog Hospital Safety Grade Expert Panel Call	Yes	None
PX-288.1	LEAPFROG00637922 - LEAPFROG00637925	5/3/2024	Email from Patrick Romano to Matt Austin, Missy Danforth, and Alexandra Campione re: Agenda and Slides for Leapfrog Hospital Safety Grade Expert Panel Call	Yes	None
PX-289.0	ROMANO000281 - ROMANO000285	5/7/2024	Email from Patrick Romano to Missy Danforth, Matt Austin, and Alexandra Campione, re: Leapfrog confidential attorney-client privilege - internal communications #1	Yes	None

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Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-290.0	LEAPFROG00198275 - LEAPFROG00198277	5/14/2024	Email from Patrick Romano to Matt Austin re: Leapfrog: Proposed Text for Imputation Change	Yes	None
PX-290.1	LEAPFROG00198277 - LEAPFROG00198277	5/14/2024	Email from Patrick Romano to Matt Austin re: Leapfrog: Proposed Text for Imputation Change	Yes	None
PX-290.2	LEAPFROG00198275 - LEAPFROG00198276	5/15/2024	Email from Patrick Romano to Matt Austin re: Leapfrog: Proposed Text for Imputation Change	Yes	None
PX-291.0	ARMSTRONG_0016473 - ARMSTRONG_0016475	5/14/2024	Email from Matt Austin to Preeti Joshi re: Leapfrog HSG Expert Panel Meeting Notes	Yes	None
PX-291.1	ARMSTRONG_0016473 - ARMSTRONG_0016475	5/14/2024	Email from Matt Austin to Preeti Joshi re: Leapfrog HSG Expert Panel Meeting Notes	Yes	None
PX-292.0	LEAPFROG00202258 - LEAPFROG00202260	5/14/2024	Email from Peter Pronovost to Matt Austin re: Leapfrog: Proposed Text for Imputation Change	Yes	None
PX-292.1	LEAPFROG00202258 - LEAPFROG00202260	5/14/2024	Email from Peter Pronovost to Matt Austin, Missy Danforth, and Alexandra Campione re: Leapfrog: Proposed Text for Imputation Change	Yes	None
PX-293.0	UCDAVISTLG0000683 - UCDAVISTLG0000693	5/15/2024	Email from Patrick Romano to Bruce Hall, Gregory Maynard, and Brenda Inman re: Leapfrog Announcements for Hospitals - May 2024	Yes	H, UP, R
PX-293.1	UCDAVISTLG0000683 - UCDAVISTLG0000693	5/15/2024	Email from Patrick Romano to Bruce Hall, Gregory Maynard, and Brenda Inman re: Leapfrog Announcements for Hospitals - May 2024	Yes	H, UP, R
PX-294.0	ROMANO000101 - ROMANO000112	5/15/2024	Email from Patrick Romano to Kimberly Blair and Courtney Wood re: Leapfrog confidential attorney-client privilege - internal communications #2	Yes	H, UP, R, F
PX-295.0	LEAPFROG01081490 - LEAPFROG01081491	5/15/2024	Email from Alexandra Campione to Patrick Romano re: Leapfrog: Proposed Text for Imputation Change	Yes	None
PX-295.1	LEAPFROG01081490 - LEAPFROG01081491	5/15/2024	Email from Alexandra Campione to Patrick Romano re: Leapfrog: Proposed Text for Imputation Change	Yes	None
PX-295.2	LEAPFROG01081490 - LEAPFROG01081491	5/15/2024	Email from Alexandra Campione to Patrick Romano re: Leapfrog: Proposed Text for Imputation Change	Yes	None
PX-295.4	LEAPFROG01081490 - LEAPFROG01081491	5/15/2024	Email from Alexandra Campione to Patrick Romano re: Leapfrog: Proposed Text for Imputation Change	Yes	None
PX-296.0	LEAPFROG00258530 - LEAPFROG00258533	5/15/2024	Email from Preeti Joshi to Arnold Milstein, et al. re: Meeting Notes: Leapfrog Hospital Safety Grade Expert Panel Call	Yes	None
PX-296.1	LEAPFROG00258532 - LEAPFROG00258533	5/15/2024	Leapfrog Hospital Safety Grade Expert Panel Meeting Notes 041224.docx	Yes	None
PX-297.0	LEAPFROG00258530 - LEAPFROG00258533	5/15/2024	Email from Preeti Josh to Arnold Milstein, et al. re: Meeting Notes: Leapfrog Hospital Safety Grade Expert Panel Call	Yes	None
PX-297.1	LEAPFROG00258530 - LEAPFROG00258531	5/15/2024	Email from Preeti Josh to Arnold Milstein, et al. re: Meeting Notes: Leapfrog Hospital Safety Grade Expert Panel Call	Yes	None
PX-297.2	LEAPFROG00258530 - LEAPFROG00258533	5/15/2024	Email from Preeti Josh to Arnold Milstein, et al. re: Meeting Notes: Leapfrog Hospital Safety Grade Expert Panel Call	Yes	None
PX-298.0	ARMSTRONG_0008450 - ARMSTRONG_0008452	5/15/2024	Email from Patrick Romano to Matt Austin re: Leapfrog: Proposed Text for Imputation Change	Yes	None

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Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-298.1	ARMSTRONG_0008450 - ARMSTRONG_0008452	5/15/2024	Email from Patrick Romano to Matt Austin re: Leapfrog: Proposed Text for Imputation Change	Yes	None
PX-298.2	ARMSTRONG_0008450 - ARMSTRONG_0008452	5/15/2024	Email from Patrick Romano to Matt Austin re: Leapfrog: Proposed Text for Imputation Change	Yes	None
PX-299.0	LEAPFROG00602404 - LEAPFROG00602406	5/20/2024	Email from Matt Austin to Missy Danforth re: FOR REVIEW: Final Safety Grade Changes	Yes	None
PX-299.1	LEAPFROG00602404 - LEAPFROG00602406	5/17/2024	Email from Matt Austin to Missy Danforth re: FOR REVIEW: Final Safety Grade Changes	Yes	None
PX-299.2	LEAPFROG00602404 - LEAPFROG00602406; LEAPFROG01080626 - LEAPFROG01080628	5/17/2024	Email from Matt Austin to Missy Danforth re: FOR REVIEW: Final Safety Grade Changes	Yes	None
PX-299.3	LEAPFROG00602404 - LEAPFROG00602406	5/17/2024	Email from Matt Austin to Missy Danforth re: FOR REVIEW: Final Safety Grade Changes	Yes	None
PX-300.0	LEAPFROG00430821 - LEAPFROG00430826	5/17/2024	Email from Alexandra Campione to Leah Binder re: FOR REVIEW: Final Safety Grade Changes	Yes	None
PX-301.0	LEAPFROG00209811 - LEAPFROG00209817	5/17/2024	Email from Leah Binder to Alexandra Campione re: FOR REVIEW: Final Safety Grade Changes	Yes	None
PX-301.1	LEAPFROG00209811 - LEAPFROG00209817	5/17/2024	Email from Leah Binder to Alexandra Campione re: FOR REVIEW: Final Safety Grade Changes	Yes	None
PX-301.2	LEAPFROG00209811 - LEAPFROG00209817	5/17/2024	Email from Leah Binder to Alexandra Campione re: FOR REVIEW: Final Safety Grade Changes	Yes	None
PX-301.3	LEAPFROG00209811 - LEAPFROG00209817	5/17/2024	Email from Leah Binder to Alexandra Campione re: FOR REVIEW: Final Safety Grade Changes	Yes	None
PX-301.4	LEAPFROG00209811 - LEAPFROG00209817	5/17/2024	Email from Leah Binder to Alexandra Campione re: FOR REVIEW: Final Safety Grade Changes	Yes	None
PX-302.0	LEAPFROG00439030 - LEAPFROG00439031	5/21/2024	Email from Leapfrog Help Desk to Alexandra Campione re: 103566	Yes	None
PX-302.1	LEAPFROG00439030 - LEAPFROG00439031	5/21/2024	Email from Leapfrog Help Desk to Alexandra Campione re: 103566	Yes	None
PX-302.2	LEAPFROG00439030 - LEAPFROG00439031	5/21/2024	Email from Leapfrog Help Desk to Alexandra Campione re: 103566	Yes	None
PX-302.3	LEAPFROG00439030 - LEAPFROG00439031	5/21/2024	Email from Leapfrog Help Desk to Alexandra Campione re: 103566	Yes	None
PX-303.0	LEAPFROG00205986 - LEAPFROG00205990	5/23/2024	Email from Missy Danforth to Alexandra Campione re: Meeting Notes: Leapfrog Hospital Safety Grade Expert Panel Call	Yes	None
PX-303.1	LEAPFROG00205986 - LEAPFROG00205990	5/23/2024	Email from Missy Danforth to Alexandra Campione re: Meeting Notes: Leapfrog Hospital Safety Grade Expert Panel Call	Yes	None
PX-303.2	LEAPFROG00205986 - LEAPFROG00205990	5/23/2024	Email from Missy Danforth to Alexandra Campione re: Meeting Notes: Leapfrog Hospital Safety Grade Expert Panel Call	Yes	None
PX-304.0	LEAPFROG00380072 - LEAPFROG00380075	6/1/2024	The Leapfrog Group Board of Directors, CEO Report	Yes	None
PX-304.1	LEAPFROG00380072 - LEAPFROG00380075	6/1/2024	The Leapfrog Group Board of Directors, CEO Report	Yes	None

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Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-305.0	LEAPFROG01428812 - LEAPFROG01428812	6/3/2024	Not for public release yet, but some good news	Yes	None
PX-306.0	LEAPFROG00044934 - LEAPFROG00044935	6/6/2024	Planned Updates to the Leapfrog Hospital Safety Grade Methodology for Fall 2024 #104036	Yes	None
PX-306.1	LEAPFROG00044934 - LEAPFROG00044935	6/6/2024	Planned Updates to the Leapfrog Hospital Safety Grade Methodology for Fall 2024 #104036	Yes	None
PX-306.2	LEAPFROG00044934 - LEAPFROG00044935	6/6/2024	Planned Updates to the Leapfrog Hospital Safety Grade Methodology for Fall 2024 #104036	Yes	None
PX-306.3	LEAPFROG00044934 - LEAPFROG00044935	6/6/2024	Planned Updates to the Leapfrog Hospital Safety Grade Methodology for Fall 2024 #104036	Yes	None
PX-307.0	LEAPFROG00000032 - LEAPFROG00000048	5/28/2024	Leapfrog Media Report, March 1, 2024-May 28, 2024	Yes	None
PX-308.0	LEAPFROG00045025 - LEAPFROG00045028	6/7/2024	Request for Public Comments: Planned Updates to the Leapfrog Hospital Safety Grade Methodology for Fall 2024 Methodology for Fall 2024 #104084	Yes	None
PX-308.1	LEAPFROG00045027 - LEAPFROG00045028	6/7/2024	RE: Request for Public Comments: Planned Updates to the Leapfrog Hospital Safety Grade Methodology for Fall 2024	Yes	None
PX-308.2	LEAPFROG00045027 - LEAPFROG00045028	6/7/2024	RE: Request for Public Comments: Planned Updates to the Leapfrog Hospital Safety Grade Methodology for Fall 2024	Yes	None
PX-309.0	LEAPFROG00044966 - LEAPFROG00044967	6/7/2024	Imputation Model Updates #104051	Yes	None
PX-309.1	LEAPFROG00044966 - LEAPFROG00044967	6/7/2024	Imputation Model #104051	Yes	None
PX-309.2	LEAPFROG00044966 - LEAPFROG00044967	6/7/2024	Imputation Model #104051	Yes	None
PX-310.0	LEAPFROG00045043 - LEAPFROG00045044	6/8/2024	Proposed Fall 2024 Imputation Method #104088	Yes	H
PX-310.1	LEAPFROG00045043 - LEAPFROG00045044	6/8/2024	Proposed Fall 2024 Imputation Method #104088	Yes	H
PX-310.2	LEAPFROG00045043 - LEAPFROG00045044	6/8/2024	Proposed Fall 2024 Imputation Method #104088	Yes	H
PX-311.0	LEAPFROG03635265 - LEAPFROG03635265	6/11/2024	Leapfrog Group Board Meeting Agenda	Yes	None
PX-312.0	LEAPFROG00330840 - LEAPFROG00330851	6/11/2024	Email from Leah Binder to Tilithia McBride re: Slides: Leah Binder	May	None
PX-313.0	N/a - N/a	6/11/2024	Minutes, The Leapfrog Group, Board of Directors	Yes	None
PX-314.0	LEAPFROG00216038 - LEAPFROG00216040	6/14/2024	Email from Jill Berger to Regional Leaders re: Leapfrog Regional Leader Meeting Recap	Yes	None
PX-315.0	LEAPFROG00427863 - LEAPFROG00427868	6/18/2024	Email from Paulina Litter to Alexandra Campione re: New imputation denotation	Yes	None
PX-315.1	LEAPFROG00427863 - LEAPFROG00427868	6/18/2024	New imputation denotation	Yes	None
PX-315.2	LEAPFROG00427863 - LEAPFROG00427868	6/18/2024	New imputation denotation	Yes	None
PX-315.3	LEAPFROG00178623	6/18/2024	New imputation denotation	Yes	None

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Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-316.0	LEAPFROG00381209 - LEAPFROG00381217	6/24/2024	Redline of Final Updates to the Leapfrog Hospital Safety Grade Methodology for Fall 2024	May	None
PX-317.0	LEAPFROG00178623 - LEAPFROG00178633	6/24/2024	Email from Alexandra Campione to Missy Danforth re: Final Fall 2024 Methodology Changes- public comments draft	Yes	None
PX-317.1	LEAPFROG00178623 - LEAPFROG00178633	6/24/2024	Email from Alexandra Campione to Missy Danforth re: Final Fall 2024 Methodology Changes- public comments draft	Yes	None
PX-317.2	LEAPFROG00178623 - LEAPFROG00178633	6/24/2024	Email from Alexandra Campione to Missy Danforth re: Final Fall 2024 Methodology Changes- public comments draft	Yes	None
PX-318.0	LEAPFROG00620840 - LEAPFROG00620845	6/25/2024	Email from Missy Danforth to Matthias Hirsch re: Leapfrog and Statista: Quick Check-In Ahead of Next Week's Workshop	May	H, F, R, UP
PX-319.0	LEAPFROG00261719 - LEAPFROG00261727	6/26/2024	Email from Matt Austin to Arnold Milstein, et al. re: Final Updates to the Leapfrog Hospital Safety Grade Methodology for Fall 2024	Yes	None
PX-319.1	LEAPFROG00261719 - LEAPFROG00261727	6/26/2024	Email from Matt Austin to Arnold Milstein, et al. re: Final Updates to the Leapfrog Hospital Safety Grade Methodology for Fall 2024	Yes	None
PX-319.2	LEAPFROG00261719 - LEAPFROG00261727	6/26/2024	Email from Matt Austin to Arnold Milstein, et al. re: Final Updates to the Leapfrog Hospital Safety Grade Methodology for Fall 2024	Yes	None
PX-320.0	LEAPFROG00390451 - LEAPFROG00390460	6/26/2024	Email from Karen Jupiter to Lauren Bailey re: Fall2024HospitalSafetyGrade_FinalMethodologyChanges - v1	Yes	None
PX-320.1	LEAPFROG00390451 - LEAPFROG00390460	6/26/2024	Email from Karen Jupiter to Lauren Bailey re: Fall2024HospitalSafetyGrade_FinalMethodologyChanges - v1	Yes	None
PX-321.0	LEAPFROG01059780 - LEAPFROG01059804	6/30/2024	Email from Lila Leno to Karen Jupiter to Carolyn Skinner re: Leapfrog audit _ 2024 Audit final	Yes	None
PX-321.1	LEAPFROG01059783 - LEAPFROG01059800	6/30/2024	The Leapfrog Group and Affiliate Consolidated Financial Statements	Yes	None
PX-321.2	LEAPFROG01059783 - LEAPFROG01059800	6/30/2024	The Leapfrog Group and Affiliate Consolidated Financial Statements	Yes	None
PX-321.3	LEAPFROG01059783 - LEAPFROG01059800	6/30/2024	The Leapfrog Group and Affiliate Consolidated Financial Statements	Yes	None
PX-322.0	LEAPFROG01031942 - LEAPFROG01031943	7/12/2024	Key Elements of Requested Changes to the CEO Employment Contract	Yes	R, UP
PX-322.1	LEAPFROG01031942 - LEAPFROG01031943	7/12/2024	Key Elements of Requested Changes to the CEO Employment Contract	Yes	R, UP
PX-322.2	LEAPFROG01031942 - LEAPFROG01031943	7/12/2024	Key Elements of Requested Changes to the CEO Employment Contract	Yes	R, UP
PX-323.0	LEAPFROG00340327 - LEAPFROG00340330	7/15/2024	Email from Leah Binder to Paul Alper re: FINAL SLIDES FOR AHE TALK - DUE TO BE SUBMITTED TOMORROW FOR ANY FINAL COMMENT/SUGGESTIONS LEAH! THANKS!	Yes	R, UP

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Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-323.1	LEAPFROG00340327 - LEAPFROG00340328	7/15/2024	FINAL SLIDES FOR AHE TALK - DUE TO BE SUBMITTED TOMORROW FOR ANY FINAL COMMENT/SUGGESTIONS LEAH! THANKS!	Yes	R, UP
PX-323.2	LEAPFROG00340327 - LEAPFROG00340328	7/15/2024	FINAL SLIDES FOR AHE TALK - DUE TO BE SUBMITTED TOMORROW FOR ANY FINAL COMMENT/SUGGESTIONS LEAH! THANKS!	Yes	R, UP
PX-324.0	LEAPFROG01188162 - LEAPFROG01188186	8/5/2024	Email from Kush Banerjee to Mallory Fries re: DL and accolades files and updates	May	None
PX-324.1	LEAPFROG01188162 - LEAPFROG01188186	8/5/2024	Email from Kush Banerjee to Mallory Fries re: DL and accolades files and updates	May	None
PX-325.0	LEAPFROG00179185 - LEAPFROG00179186	8/27/2024	Email from Karen Jupiter to Missy Danforth re: CEO Report	Yes	None
PX-326.0	LEAPFROG01352507 - LEAPFROG01352514	9/2024	Joint Finance & Audit Committee Presentation	May	None
PX-328.0	LEAPFROG3633741 - LEAPFROG3633760	9/3/2024	DRAFT: FY2024 Financials October 2024 Board Meeting	Yes	None
PX-330.0	LEAPFROG00143080 - LEAPFROG00143108	9/11/2024	SPRING 2024 LEAPFROG GROUP HOSPITAL SAFETY GRADE CAMPAIGN RECAP	Yes	None
PX-331.0	LEAPFROG03635456 - LEAPFROG03635456	9/25/2024	Leapfrog Group Board Meeting Agenda	Yes	None
PX-332.0	LEAPFROG00380399 - LEAPFROG00380403	9/25/2024	The Leapfrog Group Board of Directors CEO Report	Yes	None
PX-333.0	N/a - N/a	9/25/2024	Minutes, The Leapfrog Group, Board of Directors	Yes	None
PX-334.0	PBHN000005132 - PBHN000005137	9/27/2024	Email from Colleen Thielk to Sheri Montgomery re: Leapfrog	May	None
PX-335.0	LEAPFROG00062385 - LEAPFROG00062386	9/30/2024	Inaccurate Imputed Score #107227	May	R, UP, H, F
PX-336.0	LEAPFROG01084610 - LEAPFROG01084613	10/1/2024	Email from Leapfrog Help Desk to Alexandra Campione re: [Leapfrog Help Desk] Re: 107188	Yes	R, UP, H, F
PX-337.0	LEAPFROG00264195 - LEAPFROG00264199	10/14/2024	Email from Kush Banerjee to Missy Danforth re: PerformanceReviewTemplate_Manager_Director_2024	May	R
PX-337.1	LEAPFROG00264195 - LEAPFROG00264199	10/14/2024	Email from Kush Banerjee to Missy Danforth re: PerformanceReviewTemplate_Manager_Director_2024	May	R
PX-338.0	LEAPFROG00805252 - LEAPFROG00805262	10/17/2024	Email from Leah Binder to Alan Langerman re: Updated Cash Flow Forecast	May	None
PX-339.0	PBHN000008916 - PBHN000008917	10/18/2024	About Delray Medical Center	Yes	None
PX-340.0	LEAPFROG01033382 - LEAPFROG01033389	10/24/2024	Cash Flow Situation Actions	May	None
PX-341.0	LEAPFROG00397093 - LEAPFROG00397099	10/29/2024	Email from Leah Binder to Nate Longmore re: For Review: HSG Messaging and FAQs docs	Yes	None
PX-341.1	LEAPFROG00397093 - LEAPFROG00397099	10/29/2024	Email from Leah Binder to Nate Longmore, Lauren Bailey, and Karen Jupiter re: For Review: HSG Messaging and FAQs docs	Yes	None

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Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-341.2	LEAPFROG00397093 - LEAPFROG00397099	10/29/2024	Email from Leah Binder to Nate Longmore, Lauren Bailey, and Karen Jupiter re: For Review: HSG Messaging and FAQs docs	Yes	None
PX-342.0	PBHN000004560 - PBHN000004561	11/4/2024	Email from Ricardo Ramirez to Cynthia McCauley re: Leapfrog Letter Grades	Yes	None
PX-343.0	PBHN000002072 - PBHN000002075	11/4/2024	Email from Stehphany Johnson to Heather Havericak and Jennifer Shoemaker re: Leapfrog Score Update	Yes	None
PX-344.0	LEAPFROG00535010 - LEAPFROG00535014	11/15/2024	Messages between kstewart and Lauren Bailey	Yes	None
PX-344.1	LEAPFROG00535010 - LEAPFROG00535013	11/15/2024	Slack messages between K. Stewart (Leapfrog) and Lauren Bailey	Yes	None
PX-345.0	LEAPFROG00323939 - LEAPFROG00323941	11/15/2024	Email from Sarah Farinelli to Lauren Bailey, et al. re: Fall 2024 Hospital Safety Grade Media Coverage Report, Day 1	Yes	H, R
PX-346.0	PBHN000002598 - PBHN000002601	11/15/2024	Where are Leapfrog's 13 'F' hospitals, Becker's Hospital Review	Yes	None
PX-347.0	LEAPFROG00387900 - LEAPFROG00387903	11/18/2024	Email from Karen Jupiter to Lauren Bailey re: Invoice 2645 from CURA Strategies, LLC	May	None
PX-349.0	LEAPFROG00400607 - LEAPFROG00400608	11/21/2024	Email from Sarah Farinelli to Lula Hailesilassie, et al. re: LFG/CURA Biweekly Call Action Items 11.21.24	Yes	H, R
PX-350.0	LEAPFROG00328567 - LEAPFROG00328573	11/22/2024	Email from Sarah Farinelli to Lauren Bailey, et al. re: For Leapfrog Team: Hospital Safety Grade Coverage Report - Week 1	Yes	H, R
PX-351.0	LEAPFROG00238731 - LEAPFROG00238737	11/25/2024	Email from Lauren Bailey to Kush Banerjee, et al. re: For Leapfrog Team: Hospital Safety Grade Coverage Report - Week 1	Yes	None
PX-352.0	PBHN000002245 - PBHN000002270	11/26/2024	Florida Hospitals Receive 'F' Grades for Patient Safety, 97X Radio Station	Yes	None
PX-353.0	LEAPFROG00378234 - LEAPFROG00378237	12/1/2024	Final Draft Leapfrog Long Range Strategic Intent FY2026-2032	May	None
PX-353.1	LEAPFROG00378234 - LEAPFROG00378237	12/12/2024	FINAL DRAFT LEAPFROG LONG RANGE STRATEGIC INTENT FY2026-2032 - December 2024	May	None
PX-354.0	LEAPFROG00376926 - LEAPFROG00376931	4/29/2025	LEAPFROG LONG RANGE STRATEGIC INTENT FY2026-2032 - Board Approved December 2024	Yes	None
PX-354.1	LEAPFROG00376926 - LEAPFROG00376931	4/29/2025	LEAPFROG LONG RANGE STRATEGIC INTENT FY2026-2032 - Board Approved December 2024	Yes	None
PX-354.2	LEAPFROG00376926 - LEAPFROG00376931	4/29/2025	LEAPFROG LONG RANGE STRATEGIC INTENT FY2026-2032 - Board Approved December 2024	Yes	None
PX-354.3	LEAPFROG00376926 - LEAPFROG00376931	4/29/2025	LEAPFROG LONG RANGE STRATEGIC INTENT FY2026-2032 - Board Approved December 2024	Yes	None
PX-355.0	PBHN000005094 - PBHN000005096	12/6/2024	Email from Regina West to Sheri Montgomery re: Leapfrog Scores	Yes	None
PX-356.0	PBHN000005092 - PBHN000005093	12/6/2024	Email from Regina West to Sheri Montgomery re: Leapfrog Scores	May	None
PX-357.0	PBHN000002571 - PBHN000002575	12/9/2024	Tenet hospitals at bottom of local safety grades, Stet News	Yes	None
PX-358.0	PBHN000005169 - PBHN000005175	12/10/2024	Email from Sheri Montgomery to Patrick Franklin and Dennis Grady re: How scary is THIS?	Yes	None

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Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-359.0	PBHN000005138 - PBHN000005140	12/10/2024	Email from Sheri Montgomery to Maggie Gill re: Your Request	Yes	H
PX-360.0	PBHN000002090 - PBHN000002094	12/10/2024	Email from Ricardo Ramirez to Maggie Gill re: Stet News coverage of Leapfrog rankings	Yes	H
PX-361.0	PBHN000002076 - PBHN000002078	12/10/2024	Email from Maggie Gill to Sheri Montgomery and Shelly Weiss re: Your request	Yes	H
PX-362.0	PBHN000005141 - PBHN000005145	12/10/2024	Email from Sheri Montgomery to Colleen Thielk and Taylor Guittap re: Stet News coverage of Leapfrog rankings	Yes	H
PX-363.0	PBHN000004906 - PBHN000004910	12/10/2024	Email from Shelly Weiss to Maggie Gill, et al. re: Stet News coverage of Leapfrog rankings	Yes	H
PX-364.0	PBHN000002095 - PBHN000002102	12/10/2024	Email from Maggie Gill to Sheri Montgomery, Shelly Weiss, and Regina West re: How scary is THIS?	Yes	H
PX-365.0	UCDAVISTLG0000763 - UCDAVISTLG0000764	12/11/2024	Email from Chad VanDenBerg to Gregory Maynard re: Leapfrog	Yes	H, R, F, PK
PX-365.1	UCDAVISTLG0000763 - UCDAVISTLG0000764	12/11/2024	Email from Chad VanDenBerg to Gregory Maynard re: Leapfrog	Yes	H, R, F, PK
PX-366.0	UCDAVISTLG0000547 - UCDAVISTLG0000558	12/11/2024	Email from Gregory Maynard to Patrick Romano, Bruce Hall, and Brenda Inman re: Leapfrog Announcements for Hospitals - December 2024	Yes	R, UP, H, F
PX-366.1	UCDAVISTLG0000547 - UCDAVISTLG0000558	12/11/2024	Email from Gregory Maynard to Patrick Romano, Bruce Hall, and Brenda Inman re: Leapfrog Announcements for Hospitals - December 2024	Yes	R, UP, H, F
PX-367.0	PBHN000004823 - PBHN000004886	12/11/2024	Email from Heather Havericak to Jennifer Shoemaker and Nicole Jackson re: leapfrog standards	Yes	None
PX-368.0	PBHN000004822 - PBHN000004822	12/11/2024	Email from Heather Havericak to Maggie Gill re: Leapfrog	Yes	H
PX-369.0	PBHN000004564 - PBHN000004564	12/11/2024	Email from Naomi Seymour to Erik Cazares re: Leapfrog	Yes	H
PX-370.0	PBHN000002615 - PBHN000002617	12/11/2024	Email from Shelly Weiss to Maggie Gill and Andrew Lofholm re: Leapfrog	Yes	None
PX-371.0	PBHN000002607 - PBHN000002614	12/11/2024	Email from Shelly Weiss to Sheri Montgomery, et al. re: Possible Leapfrog Community Letter	Yes	None
PX-372.0	PBHN000002604 - PBHN000002606	12/11/2024	Email from Shelly Weiss to Nancy Morales and Andrew Lofholm re: Social Media: Leapfrog - graphic/statement	Yes	None
PX-373.0	PBHN000002079 - PBHN000002081	12/11/2024	Email from Sheri Montgomery to Judy Goodman re: Your request	Yes	None
PX-374.0	PBHN000002071 - PBHN000002071	12/11/2024	Email from Maggie Gill to Heather Havericak re: Leapfrog	Yes	H, F, UP
PX-375.0	PBHN000003140 - PBHN000003146	12/11/2024	Five of Palm Beach County's largest hospitals at bottom of local safety grades, Stet News	Yes	None
PX-376.0	PBHN000004705 - PBHN000004705	12/11/2024	Email from Andrew Lofholm to Maggie Gill, et al. re: CBS 12 News coverage of Leapfrog ratings	Yes	None
PX-377.0	PBHN000009137 - PBHN000009137	12/12/2024	Email from Lisa Cook to Nancy Morales, et al. re: IMPORTANT TO POST TODAY	Yes	None
PX-378.0	LEAPFROG01649027 - LEAPFROG01649029	12/12/2024	Email from Kush Banerjee to Missy Danforth re: Data plans for 2025	May	None

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Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-378.1	LEAPFROG01649027 - LEAPFROG01649029	12/12/2024	Email from Kush Banerjee to Missy Danforth re: Data plans for 2025	May	None
PX-379.0	LEAPFROG00000065 - LEAPFROG00000088	12/12/2024	Leapfrog Quarterly Media Report September 1, 2024 – December 1, 2024	Yes	None
PX-380.0	PBHN000004565 - PBHN000004566	12/13/2024	Email from Maggie Gill to Cynthia McCauley, et al. re: Leapfrog	Yes	None
PX-381.0	UCDAVISTLG0000358 - UCDAVISTLG0000370	12/16/2024	Email from Gregory Maynard to Patrick Romano, Bruce Hall, Brenda Inman, and Joseph Galante re: Leapfrog Announcements for Hospitals - December 2024	Yes	H, R, UP, F
PX-381.1	UCDAVISTLG0000358 - UCDAVISTLG0000370	12/16/2024	Email from Gregory Maynard to Patrick Romano, Bruce Hall, Brenda Inman, and Joseph Galante re: Leapfrog Announcements for Hospitals - December 2024	Yes	H. R. UP, F
PX-382.0	LEAPFROG03635218 - LEAPFROG03635218	12/16/2024	Leapfrog Group Board Meeting Agenda	May	None
PX-383.0	LEAPFROG03635206 - LEAPFROG03635209	12/16/2024	The Leapfrog Group Executive Committee CEO Report	May	None
PX-384.0	LEAPFROG00679014 - LEAPFROG006779201	12/16/2024	FY2025 Financial Update	Yes	None
PX-386.0	UCDAVISTLG0005346 - UCDAVISTLG0005348	12/19/2024	Email from Robert Kucejko to Gregory Maynard and Brenda Inman re: Responding to patient questions about rankings	Yes	H, R, F, UP, PK
PX-386.1	UCDAVISTLG0005346 - UCDAVISTLG0005348	12/19/2024	Email from Robert Kucejko to Gregory Maynard and Brenda Inman re: Responding to patient questions about rankings	Yes	H, R, F, UP, PK
PX-387.0	PBHN000002350 - PBHN000002410	4/1/2024	Florida Estimates of Population 2024	May	H, R, F, UP
PX-388.0	PBHN000002411 - PBHN000002415	1/6/2025	Every acute care hospital in America RANKED: Our interactive map reveals dangers lurking near you, Mail Online	Yes	H, R, F, UP
PX-389.0	PBHN000009129 - PBHN000009130	1/7/2025	Email from Lisa Cook to Amanda Blanchard re: Palm Beach Gardens Living Magazine	Yes	H
PX-390.0	PBHN000002309 - PBHN000002317	1/16/2025	What are the best and worst south florida hospitals for patient safety, Miami Herald	Yes	None
PX-391.0	LEAPFROG00384518 - LEAPFROG00384520	1/17/2025	IDEAS FOR GOALS AND METRICS FOR THE LONG RANGE STRATEGIC INTENT	May	None
PX-392.0	LEAPFROG00157968 - LEAPFROG00157971	1/23/2025	Email from Katie Burggraf Stewart to Missy Danforth re: Safety Grade Responses to Public Comments	May	None
PX-393.0	PBHN000002103 - PBHN000002103	1/28/2025	Email from Andrea Nunes to Ricardo Ramirez re: Leapfrog WBMC Score	Yes	H, F, PK
PX-393.1	N/a - N/a	1/28/2025	Email from Andrea Nunes to Ricardo Ramirez re: Leapfrog WBMC Score	Yes	H, F, PK
PX-393.2	PBHN000002103 - PBHN000002103	1/28/2025	Email from Andrea Nunes to Ricardo Ramirez re: Leapfrog WBMC Score	Yes	H, F, PK
PX-395.0	PBHN000008923 - PBHN000008924	2/12/2025	Palm Beach Health Network Fact Sheet	Yes	None

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Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-396.0	LEAPFROG00140376 - LEAPFROG00140423	2/26/2025	Email from Alex Campione to Lauren Bailey re: D035QQ850C8	Yes	None
PX-397.0	LEAPFROG00431205 - LEAPFROG00431217	2/27/2025	Safety Grade Biweekly Meeting	Yes	None
PX-398.0	LEAPFROG00510740 - LEAPFROG00510783	3/3/2025	THE LEAPFROG GROUP FALL 2024 ACCOLADES CAMPAIGN RECAP	Yes	None
PX-398.1	LEAPFROG00510740 - LEAPFROG00510770	3/3/2025	THE LEAPFROG GROUP FALL 2024 ACCOLADES CAMPAIGN RECAP	Yes	None
PX-399.0	LEAPFROG00387498 - LEAPFROG00387513	3/3/2025	Email from Lauren Bailey to Karen Jupiter re: Follow-up Research	May	None
PX-399.1	LEAPFROG00387498 - LEAPFROG00387499	3/3/2025	Email from Lauren Bailey to Karen Jupiter re: Follow-up research	May	None
PX-400.0	FHA0000046 - FHA0000086	3/4/2025	Florida Alliance for Healthcare Value Deck: 41st Annual Meeting of the Board of Directors	Yes	None
PX-400.1	FHA0000046 - FHA0000086	3/4/2025	Florida Alliance for Healthcare Value Deck: 41st Annual Meeting of the Board of Directors	Yes	None
PX-401.0	LEAPFROG00540726 - LEAPFROG00540729	3/5/2025	Messages between Alex Campione and Missy Danforth	Yes	None
PX-402.0	LEAPFROG00635514 - LEAPFROG00635516	3/5/2025	Amendment 1 CONTRACT FOR CONSULTING SERVICES: METASTAR & THE LEAPFROG GROUP - ON-SITE VERIFICATION FOR HOSPITALS AND AMBULATORY SURGERY CENTERS	May	None
PX-403.0	LEAPFROG00000105 - LEAPFROG00000121	3/7/2025	Leapfrog Quarterly Media Report, December 2, 2024 – March 3, 2025	Yes	None
PX-404.0	LEAPFROG00173403 - LEAPFROG00173409	3/11/2025	Email from Jill Berger to Regional Leaders re: Regional Leader Agenda and Patient Safety Awareness Week 2025 Social Content	Yes	None
PX-405.0	LEAPFROG00693881 - LEAPFROG00693893	3/18/2025	FY25 Performance & Budget Reprojection	May	None
PX-406.0	LEAPFROG00401485 - LEAPFROG00401530	3/19/2025	2025 Regional Leader Communications Toolkit: Launching Leapfrog Surveys	Yes	None
PX-406.1	LEAPFROG00401485 - LEAPFROG00401530	3/19/2025	2025 Regional Leader Communications Toolkit: Launching Leapfrog Surveys	Yes	None
PX-406.2	LEAPFROG00401485 - LEAPFROG00401530	3/19/2025	2025 Regional Leader Communications Toolkit: Launching Leapfrog Surveys	Yes	None
PX-406.3	LEAPFROG00401485 - LEAPFROG00401530	3/19/2025	2025 Regional Leader Communications Toolkit: Launching Leapfrog Surveys	Yes	None
PX-407.0	LEAPFROG01131279 - LEAPFROG01131285	3/26/2025	Email from Licensing to K. Banerjee, et al with subject "Thank you!"	Yes	None
PX-408.0	JMC-LEAPFROG_0001082 - JMC-LEAPFROG_0001083	3/26/2025	Email from S. Goulding to P. Patrick, with subject "Congratulations! Jupiter Medical Center has earned a spring 2025 Leapfrog Hospital Safety Grade of "A""	Yes	H, R
PX-409.0	ROMANO000200 - ROMANO000206	8/26/2025	Email from P. Romano to K. Blair, with subject "Leapfrog Confidentiality attorney-client privilege - internal communications"	Yes	H, R, UP

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Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-410.0	LEAPFROG00077733 - LEAPFROG00077778	3/31/2025	Spring 2025 Accolade Letter of Agreement & Exhibit A.pdf	Yes	None
PX-411.0	LEAPFROG00324451 - LEAPFROG00324461	4/14/2025	Email from N. Cantacuzene to Leah Binder with subject "Leapfrog Annual Meeting and Awards Dinner 2025 Sponsorship Prospectus"	Yes	None
PX-411.1	LEAPFROG00324453 - LEAPFROG00324459	4/14/2025	Leapfrog Annual Meeting and Awards Dinner 2025 Sponsorship Prospectus	Yes	None
PX-412.0	LEAPFROG00020679 - LEAPFROG00020679	4/18/2025	SPRING_25_RG.xlsx	Yes	H, R, UP, F
PX-413.0	LEAPFROG00217506 - LEAPFROG00217539	4/17/2025	Email from Alexandra Campione to M. Danforth, et al with subject "Staged Spring 2025 Safety Grade Data Platform Update"	Yes	None
PX-413.1	LEAPFROG00217511 - LEAPFROG00217539	4/21/2025	Scoring Methodology, Spring 2025 Safety Grade	Yes	None
PX-413.2	LEAPFROG00217511 - LEAPFROG00217539	4/21/2025	Scoring Methodology, Spring 2025 Safety Grade	Yes	None
PX-413.3	LEAPFROG00217511 - LEAPFROG00217532; LEAPFROG00217537-LEAPFROG00217539	4/21/2025	Scoring Methodology, Spring 2025 Safety Grade	Yes	None
PX-413.4	PBHN000003012 - PBHN000003040	4/21/2025	Scoring Methodology, Spring 2025 Safety Grade	Yes	None
PX-413.5	N/A - N/A	4/21/2025	Scoring Methodology, Spring 2025 Safety Grade	Yes	None
PX-413.6	LEAPFROG00217511 - LEAPFROG00217539	4/21/2025	Scoring Methodology, Spring 2025 Safety Grade	Yes	None
PX-414.0	LEAPFROG00219671 - LEAPFROG00219692	4/22/2025	Email from L. Bailey to L. Binder, et al. with subject "Leapfrog 101 Slides for Board - for Leah's Review"	May	None
PX-415.0	PBHN000018124 - PBHN000018126	4/23/2025	Florida Alliance for Healthcare Value Letter to Jerad Hanlon re: 2025 Leapfrog Hospital Survey	Yes	None
PX-415.1	PBHN000018124 - PBHN000018126	4/23/2025	Florida Alliance for Healthcare Value Letter to Jerad Hanlon re: 2025 Leapfrog Hospital Survey	Yes	None
PX-416.0	PBHN000012032 - PBHN000012033	4/23/2025	Email from Kathleen McDonald to Erik Cazares, et al. with subject "Accreditations and Awards"	Yes	None
PX-417.0	PBHN000008920 - PBHN000008920	4/24/2025	PBGMCA Accreditation, Certifications and Awards as of 4-24-25.pdf	Yes	None
PX-418.0	PBHN000007680 - PBHN000007680	4/25/2025	Awards SMMC.pdf	Yes	None
PX-419.0	LEAPFROG00402499 - LEAPFROG00402503	4/28/2025	Email from Karen Jupiter to Lauren Bailey re: changes to the LFG 101 slides	Yes	None
PX-419.1	LEAPFROG00402499 - LEAPFROG00402502	4/28/2025	Email from Karen Jupiter to Lauren Bailey re: changes to the LFG 101 slides	Yes	None
PX-419.2	LEAPFROG00402499 - LEAPFROG00402502	4/28/2025	Email from Karen Jupiter to Lauren Bailey re: changes to the LFG 101 slides	Yes	None
PX-420.0	LEAPFROG00381086 - LEAPFROG00381117	4/28/2025	Leapfrog Board of Directors Deck: Leapfrog 101: Messaging & Common Objections	Yes	None
PX-420.1	LEAPFROG00381086 - LEAPFROG00381117	4/28/2025	Leapfrog Board of Directors Deck: Leapfrog 101: Messaging & Common Objections	Yes	None

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Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-420.2	LEAPFROG00381086 - LEAPFROG00381117	4/28/2025	Leapfrog Board of Directors Deck: Leapfrog 101: Messaging & Common Objections	Yes	None
PX-421.1	FHA0002249 - FHA0002280	4/28/2025	Leapfrog Board of Directors Deck: Leapfrog 101: Messaging & Common Objections	Yes	None
PX-422.0	LEAPFROG01089466 - LEAPFROG01089476	4/28/2025	Email from Licensing to K. Banerjee, et al. with subject "Thank you!"	Yes	None
PX-423.0	LEAPFROG00539902 - LEAPFROG00539912	5/1/2025	Messages between Karen Jupiter and Lauren Bailey	Yes	H
PX-423.1	LEAPFROG00539902 - LEAPFROG00539912	5/1/2025	Messages between Karen Jupiter and Lauren Bailey	Yes	H
PX-423.2	LEAPFROG00539902 - LEAPFROG00539912	5/1/2025	Messages between Karen Jupiter and Lauren Bailey	Yes	H
PX-424.0	PBHN000007824 - PBHN000007824	5/1/2025	Email from S. Weiss to M. Gill, et al. with subject "CBS 12 Leapfrog Story"	Yes	None
PX-425.0	LEAPFROG00870275 - LEAPFROG00870276	5/1/2025	Email from L. Binder to B. Galvin, et al with subject "FYI"	May	None
PX-426.0	LEAPFROG00394764 - LEAPFROG00394776	5/1/2025	Email from L. Hailesilassie to L. Bailey, et al. with subject "Approval to Share Final Stat Document with Fierce"	Yes	LK, H, F, R, UP
PX-427.0	FHA0001901 - FHA0001903	5/1/2025	Email from Chris Skisak to Leah Binder, Regional Leaders, Board Members re: Spring Safety Grade Lawsuit	Yes	None
PX-427.1	FHA0001901 - FHA0001903	5/1/2025	Email from Chris Skisak to Leah Binder, Regional Leaders, Board Members, Missy Danforth, Karen Jupiter, and Lauren Bailey re: Spring Safety Grade Lawsuit	Yes	None
PX-428.0	CURA_000388 - CURA_000491	5/1/2025	Request for Production 3 Internal CURA Communications - Slack	Yes	H, F, PK
PX-428.1	CURA_000388 - CURA_000491	5/1/2025	Internal CURA Communications - Slack: messages between Anne Woodbury, Laura Wagner, Sarah Farinelli	Yes	H, F, PK
PX-428.2	CURA_000388 - CURA_000491	5/1/2025	Internal CURA Communications - Slack: messages between Anne Woodbury, Laura Wagner, Sarah Farinelli	Yes	H, F, PK
PX-429.0	ARMSTRONG_0004165 - ARMSTRONG_0004166	5/1/2025	Email from Matt Austin to Missy Danforth re: Important Information about Leapfrog's Hospital Safety Grade	May	None
PX-429.1	ARMSTRONG_0004165 - ARMSTRONG_0004166	5/1/2025	Email from Matt Austin to Missy Danforth re: Important Information about Leapfrog's Hospital Safety Grade	May	None
PX-430.0	LEAPFROG01056115 - LEAPFROG01056116	5/2/2025	Talking Points for Regional Leaders about Leapfrog Lawsuit	Yes	None
PX-430.1	LEAPFROG01056115 - LEAPFROG01056116	5/13/2025	Talking Points for Regional Leaders about Leapfrog Lawsuit	Yes	None
PX-430.2	LEAPFROG01056115 - LEAPFROG01056116	5/13/2025	Talking Points for Regional Leaders about Leapfrog Lawsuit	Yes	None
PX-431.0	LEAPFROG00575932 - LEAPFROG00575947	5/5/2025	Email from Leah Binder to Kush Banerjee re: Spring sales update	Yes	None

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Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-431.1	LEAPFROG00575932 - LEAPFROG00575947	5/5/2025	Email from Leah Binder to Kush Banerjee and Missy Danforth re: Spring sales update	Yes	None
PX-432.0	UCDAVISTLG0000293 - UCDAVISTLG0000293	5/6/2025	Email from Bruce Hall to David Lubarsky re: Leapfrog	Yes	H, R, F , UP, PK
PX-432.1	UCDAVISTLG0000293 - UCDAVISTLG0000293	5/6/2025	Email from Bruce Hall to David Lubarsky and Joseph Galanate re: Leapfrog	Yes	H, R, F , UP, PK
PX-433.0	LEAPFROG01053269 - LEAPFROG01053270	5/6/2025	Email from Lauren Bailey to Karen Jupiter re: Leapfrog Spring 2025 HSG Coverage Report - Day 1	Yes	None
PX-433.1	LEAPFROG01053269 - LEAPFROG01053270	5/6/2025	Email from Lauren Bailey to Karen Jupiter re: Leapfrog Spring 2025 HSG Coverage Report - Day 1	Yes	None
PX-433.2	LEAPFROG01053269 - LEAPFROG01053270	5/6/2025	Email from Lauren Bailey to Karen Jupiter re: Leapfrog Spring 2025 HSG Coverage Report - Day 1	Yes	None
PX-433.3	LEAPFROG01053269 - LEAPFROG01053270	5/6/2025	Email from Lauren Bailey to Karen Jupiter re: Leapfrog Spring 2025 HSG Coverage Report - Day 1	Yes	None
PX-434.0	FHA0002160 - FHA0002166	5/6/2025	Email from Karen van Cauli to Rose Novo, et al. re: Lawsuit Against Leapfrog from Hospitals in Palm Beach County	May	H, F
PX-434.1	FHA0002160 - FHA0002166	5/6/2025	Email from Karen van Cauli to Rose Novo, et al. re: Lawsuit Against Leapfrog from Hospitals in Palm Beach County	May	H, F
PX-435.0	LEAPFROG01058101 - LEAPFROG01058101	5/7/2025	Email from Karen Jupiter to Nicholas Cantacuzene re: LFG x CURA Biweekly Call Agenda 5.8.25	May	H
PX-435.1	LEAPFROG01058101 - LEAPFROG01058101	5/7/2025	Email from Karen Jupiter to Nicholas Cantacuzene re: LFG x CURA Biweekly Call Agenda 5.8.25	May	H
PX-435.2	LEAPFROG01058101 - LEAPFROG01058101	5/7/2025	Email from Karen Jupiter to Nicholas Cantacuzene re: LFG x CURA Biweekly Call Agenda 5.8.25	May	H
PX-436.0	N/a - N/a	5/7/2025	Palm Beach Health Network, Key Indicators, FY 2024 and YTD March 2025	Yes	None
PX-437.0	LEAPFROG00241843 - LEAPFROG00241851	5/8/2025	Email from L. Hailesilassie to L. Bailey, et al. with subject "Leapfrog Spring 2025 HSG Coverage Report - 1 Week"	Yes	None
PX-438.0	FHA0000001 - FHA0000008	5/9/2025	Florida Alliance for Healthcare Value Weekly Bulletin	May	None
PX-438.1	FHA0000001 - FHA0000008	5/9/2025	Florida Alliance for Healthcare Value Weekly Bulletin	May	None
PX-439.0	LEAPFROG00551319 - LEAPFROG00551322	5/12/2025	Messages between Karen Jupiter, Nate Longmore, and Lauren Bailey re: Google ads reflecting Community Hospitals safety grades	Yes	H
PX-439.1	LEAPFROG00551319 - LEAPFROG00551322	5/12/2025	Messages between Karen Jupiter, Nate Longmore, and Lauren Bailey re: Google ads reflecting Community Hospitals safety grades	Yes	H
PX-439.2	LEAPFROG00551319 - LEAPFROG00551322	5/12/2025	Messages between Karen Jupiter, Nate Longmore, and Lauren Bailey re: Google ads reflecting Community Hospitals safety grades	Yes	H
PX-440.0	LEAPFROG00144261 - LEAPFROG00144275	5/12/2025	Messages between Karen Jupiter and Nicholas Cantacuzene	Yes	H, F
PX-440.1	LEAPFROG00144261 - LEAPFROG00144268	5/12/2025	Slack messages between Karen Jupiter and Nicholas Cantacuzene	Yes	H

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Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-441.0	LEAPFROG01225303 - LEAPFROG01225306	5/13/2025	Email from Missy Danforth to Ralph Johnson re: Outstanding invoice	Yes	None
PX-441.1	LEAPFROG01225303 - LEAPFROG01225306	5/13/2025	Email from Missy Danforth to Ralph Johnson re: Outstanding invoice	Yes	H, R, UP
PX-442.0	LEAPFROG00250899 - LEAPFROG00250902	5/15/2025	Email from Matt Austin to Alexandra Campione, Missy Danforth, and Lauren Bailey re: Review JHU HSG Lives Saved Analysis	Yes	None
PX-442.1	LEAPFROG00250899 - LEAPFROG00250902	5/15/2025	Email from Matt Austin to Alexandra Campione, Missy Danforth, Lauren Bailey, and Preeti Joshi re: Review JHU HSG Lives Saved Analysis	Yes	None
PX-443.0	LEAPFROG01223139 - LEAPFROG01223149	5/16/2025	Messages between Nate Longmore and Lauren Bailey	May	H
PX-444.0	LEAPFROG00539933 - LEAPFROG00539941	5/16/2025	Messages between Karen Jupiter and Lauren Bailey	May	H, R
PX-445.0	LEAPFROG00198906 - LEAPFROG00198907	5/16/2025	Email from A. Campione to Matt Austin, et al re: Review JHU HSG Lives Saved Analysis	Yes	None
PX-446.0	PBHN000018137 - PBHN000018137	5/17/2025	Updated Volume - YTD August 2025 spreadsheet	Yes	H, F, PK
PX-447.0	FHA0002386 - FHA0002388	5/28/2025	Email from Karen van Caulil to Ashley Tait-Dinger re: Jupiter Medical center	Yes	None
PX-447.1	FHA0002386 - FHA0002388	5/28/2025	Email from Karen van Caulil to Ashley Tait-Dinger re: Jupiter Medical center	Yes	None
PX-448.0	LEAPFROG00311174 - LEAPFROG00311185	5/30/2025	Email from Robert Andrews to Info-HTA, et al re: HTA CEO Report	May	H, R
PX-449.0	N/a - N/a	6/1/2025	Huntsville Hospital - Statement Regarding Leapfrog Score	May	H, R
PX-450.0	LEAPFROG00276282 - LEAPFROG00276307	6/6/2025	Email from Leah Binder to Ralph Johnson re: Rescheduling our Leapfrog Finance Prep Meeting	Yes	None
PX-451.0	N/a - N/a	6/2/2025	Becker's Hospital Review Article: Hospitals push back on low Leapfrog grades	May	R, UP, H, F
PX-452.0	LEAPFROG00389130 - LEAPFROG00389134	6/5/2025	Email from A. Campione to S. Farinelli (Cura), L. Bailey, N. Longmore, K. Jupiter, and Leapfrog PR re: AL.com Inquiry re: Huntsville Hospital	May	None
PX-453.0	LEAPFROG00391046 - LEAPFROG00391051	6/9/2025	Email from Sarah Farinelli to Alexandra Campione re: For Leapfrog - AL.com Inquiry Re: Huntsville Hospital	Yes	None
PX-453.1	LEAPFROG00391046 - LEAPFROG00391051	6/9/2025	Email from Sarah Farinelli to Alexandra Campione, Lauren Bailey, Nate Longmore, and Karen Jupiter re: For Leapfrog - AL.com Inquiry Re: Huntsville Hospital	Yes	None
PX-454.0	LEAPFROG01041873 - LEAPFROG01041879	6/12/2025	Email from Noah Shelgren to Nate Longmore re: Collaboration Call: Nonprofit Megaphone + The Leapfrog Group	Yes	H, R
PX-454.1	LEAPFROG01041873 - LEAPFROG01041879	6/12/2025	Email from Noah Shelgren to Nate Longmore re: Collaboration Call: Nonprofit Megaphone + The Leapfrog Group	Yes	None
PX-454.2	LEAPFROG01041873 - LEAPFROG01041879	6/12/2025	Email from Noah Shelgren to Nate Longmore re: Collaboration Call: Nonprofit Megaphone + The Leapfrog Group	Yes	None

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Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-455.0	LEAPFROG00000122 - LEAPFROG00000140	6/10/2025	Leapfrog June 2025 Board Report.pdf	Yes	None
PX-456.0	N/a - N/a	6/16/2025	AL.com Article: 3 years of patient safety reports flag worrying trends at Alabama hospital; CEO says not that simple	May	H, R , UP, F
PX-457.0	LEAPFROG00350827 - LEAPFROG00350831	6/18/2025	Email from Leah Binder to Angela Hopkins re: CEO Report	Yes	None
PX-457.1	LEAPFROG00350827 - LEAPFROG00350831	6/18/2025	Email from Leah Binder to Angela Hopkins re: CEO Report	Yes	None
PX-458.0	LEAPFROG00337352 - LEAPFROG00337373	6/18/2025	Email from Leah Binder to Angela Hopkins re: Finance Audit Com Report to the Board Final.pptx	May	None
PX-459.0	LEAPFROG00792177 - LEAPFROG00792180	6/20/2025	Email from Lauren Bailey to Karen van Caulil, et al. re: Jupiter Medical center	Yes	None
PX-459.1	LEAPFROG00792177 - LEAPFROG00792180	6/20/2025	Email from Lauren Bailey to Karen van Caulil, et al. re: Jupiter Medical center	Yes	None
PX-460.0	LEAPFROG00402156 - LEAPFROG00402158	6/24/2025	Lauren Bailey Board Notes	Yes	None
PX-460.1	LEAPFROG00402156 - LEAPFROG00402158	6/24/2025	Lauren Bailey Board Presentation Notes	Yes	None
PX-460.2	LEAPFROG00402156 - LEAPFROG00402158	6/24/2025	Lauren Bailey Board Presentation Notes	Yes	None
PX-461.0	PBHN000003082 - PBHN000003084	6/30/2025	Patients deserve to be able to trust Delray Medical Center with their healthcare, Palm Beach Post	Yes	None
PX-462.0	N/a - N/a	6/30/2025	The Palm Beach Post article: Patients deserve to be able to trust Delray Medical Center with their healthcare	Yes	None
PX-463.0	PBHN000008921 - PBHN000008922	7/10/2025	West Boca Medical Center Awards and Recognitions Presentation_General Presentation_July 2025.pdf	Yes	None
PX-464.0	PBHN000008914 - PBHN000008914	7/16/2025	Humana Military letter regarding Leapfrog	Yes	H, F, R, UP, PK
PX-465.0	PBHN000008915 - PBHN000008915	7/16/2025	Humana Military letter regarding Leapfrog	Yes	H, F, R, UP, PK
PX-466.0	N/a - N/a	8/1/2025	Screenshot of usamap55's TikTok Video	Yes	A, H, R, F, PK
PX-466.1	PBHN000002235 - PBHN000002235	8/1/2025	F2094964F-official_jformula-Instagram-video.mp4	Yes	A, H, R, F, PK
PX-466.2	N/a - N/a	8/1/2025	Screenshot of usamap55's TikTok Page	Yes	A, H, R, F, PK
PX-467.0	PBHN000002237 - PBHN000002237	8/1/2025	F2094967F-ptrssnzwa-Instagram-video.mp4	Yes	A, H, R, F, PK
PX-468.0	PBHN000002236 - PBHN000002236	8/1/2025	F2094965F-cleefcleef-Instagram-video.mp4	Yes	A, H, R, F, PK
PX-469.0	PBHN000002238 - PBHN000002238	8/1/2025	F2095016F-usamap55-TikTok-video.mp4	Yes	A, H, R, F, PK
PX-470.0	PBHN000002291 - PBHN000002306	8/5/2025	Awards & Distinctions for Palm Beach Health Network.pdf	Yes	None

Community Hospitals' Exhibit List

Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
	Note : Leapfrog concedes that PX-471-480 are authentic, have adequate foundation established, and are not inadmissible hearsay. Leapfrog objects to the relevance of these documents and that their probative value is substantially outweighed by the risk of unfair prejudice. See Fed. R. Evid. 401, 402, 403.				
PX-471.0	LEAPFROG02864721 - LEAPFROG02864721	8/5/2025	West Boca Grade Page and Detail Table	Yes	R, UP
PX-472.0	LEAPFROG02864718 - LEAPFROG02864718	8/5/2025	Webpage: Analytics Leapfrog Hospital Safety Grade for St. Marys Grade Page	Yes	R, UP
PX-472.1	LEAPFROG02864718 - LEAPFROG02864718	8/5/2025	Webpage: Google Analytics Leapfrog Hospital Safety Grade for St. Marys Grade Page	Yes	R, UP
PX-473.0	LEAPFROG02864716 - LEAPFROG02864716	8/5/2025	St Marys Funnel webpage	Yes	R, UP
PX-474.0	LEAPFROG02864714 - LEAPFROG02864714	8/5/2025	Palm Beach Garden Funnel webpage	Yes	R, UP
PX-475.0	LEAPFROG02864713 - LEAPFROG02864713	8/5/2025	Palm Beach Garden Funnel	Yes	R, UP
PX-476.0	LEAPFROG02864710 - LEAPFROG02864710	8/5/2025	Good Samaritan Funnel Grade Page	Yes	R, UP
PX-477.0	LEAPFROG02864708 - LEAPFROG02864708	8/5/2025	Delray Funnel Grade Page	Yes	R, UP
PX-478.0	LEAPFROG02864707 - LEAPFROG02864707	8/5/2025	Delray Funnel 2 Grade Page	Yes	R, UP
PX-479.0	LEAPFROG02864720 - LEAPFROG02864720	8/5/2025	West Boca Funnel 3 Grade Page	Yes	R, UP
PX-480.0	LEAPFROG02864711 - LEAPFROG02864711	8/5/2025	Good Samaritan Funnel Grade Page	Yes	R, UP
PX-481.0	PBHN000002523 - PBHN000002524	5/1/2025	Leapfrog's Spring 2025 Safety Grades Are In — New Trend Data Shows One in Eight Hospitals Sustained an "A" for More Than Two Years _ Leapfrog.pdf	May	None
PX-482.0	PBHN000002416 - PBHN000002417	11/15/2024	Fall 2024 Leapfrog Hospital Safety Grade Shows Significant Progress in Patient Safety Nationwide _ Leapfrog.pdf	May	None
PX-483.0	PBHN000003777 - PBHN000003788	4/1/2014	In Conversation With... Leah Binder, MA, MGA Article	May	None
PX-485.0	LEAPFROG02864703 - LEAPFROG02864703	8/8/2025	Pages_and_screens_Page_path_and_screen_class - # Property: Leapfrog Hospital Safety Grade - GA4	Yes	None
PX-486.0	LEAPFROG02864702 - LEAPFROG02864702	8/8/2025	Pages_and_screens_Page_path_and_screen_class # Property: Leapfrog Hospital Safety Grade - GA4	Yes	None
PX-487.0	LEAPFROG02864701 - LEAPFROG02864701	8/8/2025	Pages_and_screens_Page_path_and_screen_class # Property: Leapfrog Hospital Safety Grade - GA4	Yes	None
PX-488.0	LEAPFROG02864698 - LEAPFROG02864698	8/8/2025	Pages_and_screens_Page_path_and_screen_class # Property: Leapfrog Hospital Safety Grade - GA4	Yes	None
PX-489.0	LEAPFROG02864697 - LEAPFROG02864697	8/8/2025	Pages_and_screens_Page_path_and_screen_class # Property: Leapfrog Hospital Safety Grade - GA4	Yes	None
PX-490.0	LEAPFROG02864696 - LEAPFROG02864696	8/8/2025	Pages_and_screens_Page_path_and_screen_class # Property: Leapfrog Hospital Safety Grade - GA4	Yes	None
PX-491.0	LEAPFROG02864695 - LEAPFROG02864695	8/8/2025	Pages_and_screens_Page_path_and_screen_class # Property: Leapfrog Hospital Safety Grade - GA4	Yes	None

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Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-492.0	LEAPFROG02864694 - LEAPFROG02864694	8/8/2025	Pages_and_screens_Page_path_and_screen_class # Property: Leapfrog Hospital Safety Grade - GA4	Yes	None
PX-493.0	LEAPFROG02864691 - LEAPFROG02864691	8/8/2025	Pages_and_screens_Page_path_and_screen_class # Property: Leapfrog Hospital Safety Grade - GA4	Yes	None
PX-494.0	LEAPFROG02864687 - LEAPFROG02864687	8/8/2025	Pages_and_screens_Page_path_and_screen_class # Property: Leapfrog Hospital Safety Grade - GA4	Yes	None
PX-495.0	LEAPFROG02864686 - LEAPFROG02864686	8/8/2025	Pages_and_screens_Page_path_and_screen_class # Property: Leapfrog Hospital Safety Grade - GA4	Yes	None
PX-496.0	LEAPFROG02864685 - LEAPFROG02864685	8/8/2025	Pages_and_screens_Page_path_and_screen_class # Property: Leapfrog Hospital Safety Grade - GA4	Yes	None
PX-497.0	LEAPFROG02864684 - LEAPFROG02864684	8/8/2025	Pages_and_screens_Page_path_and_screen_class # Property: Leapfrog Hospital Safety Grade - GA4	Yes	None
PX-498.0	LEAPFROG02864683 - LEAPFROG02864683	8/8/2025	Pages_and_screens_Page_path_and_screen_class # Property: Leapfrog Hospital Safety Grade - GA4	Yes	None
PX-499.0	ROMANO000041 - ROMANO000044	8/13/2025	Email from Patrick Romano to Kimberly Blair re: Leapfrog Safety Grade Methodology	May	None
PX-499.1	ROMANO000041 - ROMANO000044	8/13/2025	Email from Patrick Romano to Kimberly Blair and Courtney Wood re: Leapfrog Safety Grade Methodology	May	None
PX-500.0	ROMANO000003 - ROMANO000004	8/14/2025	Email from Patrick Romano to Kimberly Blair re: Leapfrog Safety Grade Methodology	May	None
PX-500.1	ROMANO000003 - ROMANO000004	8/14/2025	Email from Patrick Romano to Kimberly Blair and Courtney Wood re: Leapfrog Safety Grade Methodology	May	None
PX-501.0	ROMANO000208 - ROMANO000221	8/26/2025	Email from Patrick Romano to Kimberly Blair and Courtney Wood re: Leapfrog confidential attorney-client privilege - internal communications #3	Yes	H, UP, R, F
PX-501.1	ROMANO000208 - ROMANO000221	8/26/2025	Email from Patrick Romano to Kimberly Blair and Courtney Wood re: Leapfrog confidential attorney-client privilege - internal communications #3	Yes	H, UP, R, F
PX-502.0	N/a - N/a	11/13/2025	"The Leapfrog Group Announces Its Fall 2025 Hospital Safety Grades	May	None
PX-503.0	N/a - N/a	11/19/2025	WPBF 25 News at 6:00 Video, available at https://iqmediacorp.com/ExternalIframeMedia?mediaID=ff39991f-ee34-4bb0-9e72-b65aa0d32bb3&isRM=false&rawMediaType=TV	Yes	None
PX-503.1	N/a - N/a	11/19/2025	WPBF 25 News at 6:00 Video Webpage, available at https://iqmediacorp.com/ExternalIframeMedia?mediaID=ff39991f-ee34-4bb0-9e72-b65aa0d32bb3&isRM=false&rawMediaType=TV	Yes	None
PX-504.0	N/a - N/a	11/20/2025	"Jupiter Medical Center Again Earns Highest Safety Rating from The Leapfrog Group"	Yes	R
PX-505.0	N/a - N/a	11/24/2025	Email from helpdesk@leapfrog-group.org to Ricardo Ramirez, Chief Nursing Officer at West Boca Medical Center, with the subject "Update to Proposed Changes to 2026 Leapfrog Surveys - Comments Accepted until 12/18."	May	None

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Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-506.0	N/a - N/a	11/26/2025	Redline of Leapfrog's "Frequently Asked Questions About the Leapfrog Hospital Safety Grade" webpage, comparing versions of the webpage downloaded from the following website: https://www.hospitalsafetygrade.org/frequently-asked-questions on October 24, 2025 (ECF 88-59) and November 26, 2025	Yes	R, 407
PX-507.0	N/A - N/A	12/5/2025	Leapfrog Group, Florida Alliance for Healthcare Value	Yes	None
PX-507.1	PBHN000003098 - PBHN000003098	8/6/2025	Leapfrog Group, Florida Alliance for Healthcare Value	May	None
PX-508.0	N/A - N/A	12/3/2025	Promote Your Designation_Leapfrog Licensing	Yes	None
PX-508.1	N/A - N/A	12/3/2025	A Template Release - FINAL	Yes	R, F, PK
PX-508.2	N/a - N/a	11/14/2025	"An 'A' Hospital Safety Grade from The Leapfrog Group is earned by HCA Florida Trinity Hospital"	Yes	R, F, PK
PX-508.3	N/A - N/A	12/3/2025	Straight A Press Release Template Fall 2025 - FINAL	Yes	R, F, PK
PX-508.4	N/A - N/A	11/25/2025	TJ Samson Community Hospital Achieves Elite National Status as a Straight 'A'	Yes	R, F, PK
PX-508.5	N/A - N/A	12/3/2025	B Template Release Spreadsheet	Yes	R, F, PK
PX-508.6	N/A - N/A	11/13/2025	HCA Florida Citrust HOspital earns a 'B' Hospital Safety Grade	Yes	R, F, PK
PX-509.0	N/A - 0	12/3/2025	Aetna Provider Search Website Screenshots	Yes	R, F, PK
PX-510.0	ROMANO000270 - ROMANO000270	N/A	Redline revisions to proposed changes on The Leapfrog Group	Yes	None
PX-510.1	ROMANO000270 - ROMANO000270	N/A	Redline revisions to proposed changes	Yes	None
PX-511.0	N/a - N/a	N/A	Your Hospital's Safety Grade Transcript	Yes	None
PX-511.1	n/a - n/a	N/a	The Leapfrog Group.mp4	Yes	None
PX-512.0	N/a - N/a	N/A	Spreadsheet to Calculate lives lost/lives saved	May	H, PK, F
PX-513.0	N/a - N/a	N/A	[GA4] Events report	May	PK, F, H
PX-515.0	LEAPFROG00198278 - LEAPFROG00198281	N/A	Email from Ben Choi to Missy Danforth re: [Caution External Sender] Revised FY24 Forecast	May	None
PX-515.1	LEAPFROG00198281 - LEAPFROG00198281	N/A	Spreadsheet: Revenue T-3Months to EOY	May	None
PX-516.0	LEAPFROG00072767 - LEAPFROG00072772	N/A	Group Support Form Submission - Hospital Safety Grade	May	H, R, F, UP
PX-520.0	N/a - N/a	N/A	Final Updates to the Leapfrog Hospital Safety Grade Methodology for Fall 2024	Yes	None
PX-521.0	N/a - N/a	11/26/2025	"Palm Beach Net Patient Revenue" report	Yes	H, R, F, PK
PX-522.0	N/a - N/a	N/A	Expert Panel's Guiding Principles on the Development of the Composite Leapfrog Hospital Safety Grade for U.S. Hospitals	Yes	None
PX-523.0	LEAPFROG01221752 - LEAPFROG01221760	5/6/2024	Slack message	Yes	H, R, F
PX-524.0	PBHN000015889 - PBHN000015889	9/9/2025	PBHN Hospital Level Visits Data (2023 - 2025 YTD)	Yes	F, H, PK
PX-528.0	PBHN000010232 - PBHN000010235	N/A	CPOE & BCMA.docx	Yes	F, H, PK

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Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-530.0	LEAPFROG03635214 - LEAPFROG03635217	12/16/2024	December 2024 Board Meeting Minutes	Yes	None
PX-531.0	LEAPFROG02864688 - LEAPFROG02864688	8/8/2025	Pages_and_screens_Page_path_and_screen_class (19).csv	Yes	None
PX-532.0	LEAPFROG02864689 - LEAPFROG02864689	8/8/2025	Pages_and_screens_Page_path_and_screen_class (2).csv	Yes	None
PX-533.0	LEAPFROG02864692 - LEAPFROG02864692	8/8/2025	Pages_and_screens_Page_path_and_screen_class.csv	Yes	None
PX-534.0	LEAPFROG02864693 - LEAPFROG02864693	8/8/2025	Pages_and_screens_Page_path_and_screen_class (1).csv	Yes	None
PX-535.0	LEAPFROG02864699 - LEAPFROG02864699	8/8/2025	Pages_and_screens_Page_path_and_screen_class (3).csv	Yes	None
PX-536.0	LEAPFROG02864700 - LEAPFROG02864700	8/8/2025	Pages_and_screens_Page_path_and_screen_class (5).csv	Yes	None
PX-537.0	LEAPFROG02864704 - LEAPFROG02864704	8/8/2025	Events_Event_name.csv	Yes	None
PX-538.0	LEAPFROG02864706 - LEAPFROG02864706	8/8/2025	File_Downloads.csv	Yes	None
PX-539.0	LEAPFROG02864705 - LEAPFROG02864705	8/8/2025	File_Downloads (2023-2024).csv	Yes	None
PX-540.0	LEAPFROG02864690 - LEAPFROG02864690	8/8/2025	Pages_and_screens_Page_path_and_screen_class (4).csv	Yes	None
PX-541.0	PBHN000009338 - PBHN000009353	6/1/2017	Dissecting Leapfrog: How well do Leapfrog Safe Practices Scores correlate with Hospital Compare ratings and penalties, and how much do they matter?	Yes	H, R, F, PK
PX-543.0	PBHN000003131 - PBHN000003133	8/14/2019	Rating the raters? Hospital experts turn tables and critique quality comparison sites _ Fierce Healthcare.pdf	Yes	H, R, F, PK
PX-544.0	N/A - N/A	8/4/2025	Google Analytics Inspection Recording	Yes	None
PX-545.0	N/A - N/A	8/5/2025	Google Analytics Inspection Recording, Part 1	Yes	None
PX-546.0	N/A - N/A	8/5/2025	Google Analytics Inspection Recording, Part 2	Yes	None
PX-547.0	N/A - N/A	8/5/2025	Google Analytics Inspection Recording, Part 3	Yes	None
PX-800	The Leapfrog Group's IRS Form 990s				
PX-801.0	N/a - N/a	10/17/2002	Leapfrog Form 990 - 2001 - The Leapfrog Group	Yes	R
PX-802.0	N/a - N/a	11/7/2003	Leapfrog Form 990 - 2002 - The Leapfrog Group	Yes	R
PX-803.0	N/a - N/a	11/9/2004	Leapfrog Form 990 - 2003 - The Leapfrog Group	Yes	R
PX-804.0	N/a - N/a	11/21/2005	Leapfrog Form 990 - 2004 - The Leapfrog Group	Yes	R
PX-805.0	N/a - N/a	11/21/2006	Leapfrog Form 990 - 2005 - The Leapfrog Group	Yes	R
PX-806.0	N/a - N/a	11/21/2007	Leapfrog Form 990 - 2006 - The Leapfrog Group	Yes	R
PX-807.0	N/a - N/a	11/18/2008	Leapfrog Form 990 - 2007 - The Leapfrog Group	Yes	R
PX-808.0	N/a - N/a	11/9/2009	Leapfrog Form 990 - 2008 - The leapfrog Group	Yes	R
PX-809.0	N/a - N/a	11/19/2010	Leapfrog Form 990 - 2009 - The Leapfrog Group	Yes	R
PX-810.0	N/a - N/a	11/17/2011	Leapfrog Form 990 - 2010 - The Leapfrog Group	Yes	R
PX-811.0	N/a - N/a	8/2/2012	Leapfrog Form 990 - 2011 - The Leapfrog Group	Yes	R
PX-812.0	N/a - N/a	11/15/2013	Leapfrog Form 990 - 2012 - The Leapfrog Group	Yes	R
PX-813.0	N/a - N/a	5/19/2014	Leapfrog Form 990 - 2013 - The Leapfrog Group	Yes	R

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Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-814.0	N/a - N/a	5/12/2015	Leapfrog Form 990 - 2014 - The Leapfrog Group	Yes	R
PX-815.0	N/a - N/a	5/12/2016	Leapfrog Form 990 - 2015 - The Leapfrog Group	Yes	R
PX-816.0	N/a - N/a	5/11/2017	Leapfrog Form 990 - 2016 - The Leapfrog Group	Yes	R
PX-817.0	N/a - N/a	5/11/2018	Leapfrog Form 990 - 2017 - The Leapfrog Group	Yes	R
PX-818.0	N/a - N/a	5/15/2019	Leapfrog Form 990 - 2018 - The Leapfrog Group	Yes	R
PX-819.0	N/a - N/a	7/1/2020	Leapfrog Form 990 - 2019 - The Leapfrog Group	Yes	R
PX-820.0	N/a - N/a	5/14/2021	Leapfrog Form 990 - 2020 - The Leapfrog Group	Yes	R
PX-821.0	N/a - N/a	5/12/2022	Leapfrog Form 990 - 2021 - The Leapfrog Group	Yes	R
PX-822.0	N/a - N/a	5/15/2023	Leapfrog Form 990 - 2022 - The Leapfrog Group	Yes	Technical issue, please reproduce
PX-823.0	N/a - N/a	5/14/2024	Leapfrog Form 990 - 2023 - The Leapfrog Group	Yes	R
PX-824.0	N/a - N/a	4/10/2025	Leapfrog Form 990 - 2024 - The Leapfrog Group	Yes	R
PX-900 Documents Marked for Identification Only					
PX-901.0	N/a - N/a	11/1/2015	The association between daytime intensivist physician staffing and mortality in the context of other ICU organizational practices: a multicenter cohort study	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-904.0	PBHN000002512 - PBHN000002519	8/1/2025	KFF - One or Two Health Systems Controlled the Entire Market for Inpatient Hospital Care in Nearly Half of Metropolitan Areas in 2022.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-904.1	PBHN000002520 - PBHN000002520	8/5/2025	KFF 10478-Figure-2-data.csv	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-905.0	PBHN000003099 - PBHN000003110	8/4/2025	Hibbard 2005.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-906.0	PBHN000002483 - PBHN000002485	8/5/2025	How Good Is Your Hospital_ Depends Who You Ask _ PBS News.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-907.0	PBHN000002418 - PBHN000002420	8/5/2025	Find Healthcare Providers_ Compare Care Near You _ Medicare.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-908.0	PBHN000002318 - PBHN000002337	8/5/2025	Consumer_Demand_for_Cynical_and_Negative_News_Frames.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-909.0	PBHN000002307 - PBHN000002308	8/5/2025	Awards & Recognition _ Jupiter Medical Center.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)

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Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-910.0	PBHN000002271 - PBHN000002290	8/5/2025	AMA - Policy Research Perspectives Competition in Hospital Markets, 2013-2021.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-911.0	PBHN000003147 - PBHN000003150	8/6/2025	Why Negative News Sticks in Our Minds _ Chicago Booth Review.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-913.0	PBHN000003085 - PBHN000003097	8/6/2025	Employer Members - Florida Alliance for Healthcare Value.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-914.0	PBHN000002565 - PBHN000002570	8/6/2025	Scores Of Americans Plan To 'Snowbird' This Winter.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-915.0	PBHN000002532 - PBHN000002537	8/6/2025	Online reviews are becoming more important to patients in choosing their care_ How to manage your online reputation in health care.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-916.0	PBHN000002455 - PBHN000002475	8/6/2025	Health care companies clamor for space, patients in South Florida.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-917.0	PBHN000002421 - PBHN000002422	8/6/2025	Florida's Seasonal Tourism Pattern.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-918.0	PBHN000002239 - PBHN000002244	8/6/2025	29 Healthcare Marketing Statistics To Know for 2024 _ NYTLicensing.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-919.0	PBHN000004161 - PBHN000004164	8/6/2025	Scrolling and Attention (Jakob Nielsen's Original Research Study) - NN_g.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-920.0	PBHN000003671 - PBHN000003673	8/6/2025	For Display Ads, Being Seen Matters More than Being Clicked -... - Comscore, Inc_.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-921.0	PBHN000003517 - PBHN000003523	8/6/2025	Duke (2017) The Effects of Hospital Safety Scores_LWW.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)

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Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-922.0	PBHN000003497 - PBHN000003516	8/6/2025	Dieckmann et al (2012) EBSCO-FullText-08_06_2025 (2).pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-923.0	PBHN000003477 - PBHN000003496	8/6/2025	Dechene,et.al. (2009) the-truth-about-the-truth_Personality and Social Psych Rev.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-924.0	PBHN000003417 - PBHN000003450	8/6/2025	Consumers In Health Care Burden Choice California HealthCare Foundation.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-925.0	PBHN000003405 - PBHN000003416	8/6/2025	Consumer decision making in healthcare McKinsey July 2020.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-926.0	PBHN000003368 - PBHN000003390	8/6/2025	Cadario (2020) Which Helath Eating Nudges Work Best.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-927.0	PBHN000003353 - PBHN000003367	8/6/2025	Burke et al_1997_Displaying Commong but Previously Neglected Health Claims on Product Labels.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-928.0	PBHN000003334 - PBHN000003352	8/6/2025	Blumenthal-Barby, Krieger (2014) cognitive-biases-and-heuristics_Medical Decision-Making.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-929.0	PBHN000003317 - PBHN000003333	8/6/2025	Berger (2023) What Holds Attention Linguistic Drivers of Engagement.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-930.0	PBHN000003303 - PBHN000003316	8/6/2025	Berger (2016) Wisdom from words.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-931.0	PBHN000003281 - PBHN000003302	8/6/2025	Berger (2014) Word of mouth and interpersonal communication A review and directions for future.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-932.0	PBHN000003264 - PBHN000003280	8/6/2025	Berger (2011) What Makes Online Content Viral.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)

Community Hospitals' Exhibit List

Exhibit No.	Bates	Date	Description	Expect to Offer	Objections
PX-933.0	PBHN000003167 - PBHN000003181	8/6/2025	Arkes, et.al. (1989) Generality of the Relation between Familiarity_Jrnl of Behav Decision Making.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-934.0	PBHN000003155 - PBHN000003157	8/6/2025	APA Dictionary of Psychology.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-935.0	PBHN000003216 - PBHN000003263	8/6/2025	Baumeister et al (2001) bad is stronger than good.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-936.0	PBHN000004442 - PBHN000004475	8/7/2025	The Six E's of Consumer Choice - Chapter 5.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-937.0	N/a - N/a	8/7/2025	Expert Report of Professor Sean Nicholson	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-937.1	N/a - N/a	8/7/2025	Expert Report of Professor Sean Nicholson	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-938.0	PBHN000009915 - PBHN000009918	8/20/2025	[GA4] Enhanced measurement events - Analytics Help.pdf	No	None (Parties Agree these documents are not being offered or admitted into evidence)
PX-939.0	N/a - N/a	N/A	Non-Participants in TLG's Survey Would Likely Score Substantively than the Limited Achievement TLG Assumes	No	R, F, H, UP, PK
PX-940.0	N/a - N/a	N/A	Share of Participating Hospital That Respond to TLG's Survey for Measures That are Excluded for Non-Participating Hospitals	No	R, F, H, UP, PK
PX-941.0	N/a - N/a	N/A	TLG Graded Hospitals	No	R, F, H, UP, PK
PX-942.0	N/a - N/a	1/1/1966	Evaluating the quality of medical care	No	None
PX-943.0	N/a - N/a	1/1/2014	Hospital Patient Safety Grades May Misrepresent Hospital Performance	No	None
PX-945.0	N/a - N/a	8/7/2025	Expert Report of Jonah Berger, Ph.D.	No	None
PX-945.1	N/a - N/a	8/21/2025	Supplemental Expert Report of Jonah Berger, Ph.D.	No	None
PX-946.0	N/a - N/a	8/7/2025	Expert Report of Thomas Chakurda	No	None

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

Case No.: 9:25-cv-80526-MIDDLEBROOKS/MATTHEWMAN

GOOD SAMARITAN MEDICAL

CENTER, INC., et al.,

Plaintiffs,

vs.

THE LEAPFROG GROUP,

Defendant.

SCHEDULE B

THE LEAPFROG GROUP'S LIST OF TRIAL EXHIBITS

Plaintiffs' Key to their Objections		
Abbreviation	FRE	Explanation
R	401	Relevance
UP	403	Unfair prejudice
T	403	Wasting time
C	403	Cumulative evidence
M	403	Confusing the issues
PK	601/602	Personal Knowledge
H	802	Hearsay
F	901/902	Foundation
BER	1001/1002	Best evidence rule
MIL		Addressed by pending motion in limine

EXHIBIT NO. (DX000) SUBJECT TO CHANGE	BATES RANGE (OR DATE)	DOC. DATE	DOCUMENT DESCRIPTION	PLAINTIFFS' OBJECTIONS	EXPECT TO OFFER (TBD)	
DX100	LEAPFROG'S EXPERTS					
DX-100	9/4/2025		Expert Report of Mark Rule (Leapfrog) with exhibits	R T/C H MIL Other (702)	For Identification Purposes only	
DX-101	9/4/2025		Expert Report of Dr. Anthony Harris (Leapfrog) with exhibits	R T/C H MIL Other (702)	For Identification Purposes only	
DX-102	9/4/2025		Expert Report of Dr. Farrokh Farrokhi (Leapfrog) with exhibits	R T/C H MIL Other (702)	For Identification Purposes only	
DX-103	1/21/2024		CV of Dr. Farrokhi	R T/C H MIL Other (702)	For Identification Purposes only	
DX-104	9/4/2025		Expert Report of Michael Vredenburg (Leapfrog) with exhibits	R T/C H MIL Other (702)	For Identification Purposes only	
DX-105	9/19/2025		Amendment to Expert Report of Michael Vredenburg (Leapfrog) with exhibits	R T/C H MIL Other (702)	For Identification Purposes only	
DX-106	Exhibit 2 Romano Dep.		Romano CV	H	For Identification Purposes only	
DX200	PLEADINGS					
DX-200	8/28/2025		ECF 74 Plaintiffs' Amended Complaint	H	May	
DX-201	9/3/2025		ECF 75 Leapfrog's Answer and Affirmative Defenses to Plaintiffs' Amended Complaint	H	May	
DX-202	5/17/2025		ECF 26-4: Palm Beach Health Network KEY INDICATORS FY 2024 & YTD March 2025	None	Yes	
DX-203	11/12/2025		ECF 101-46: All Plaintiffs' CMS Star Rating	R T/M H	Yes	
DX-204	11/12/2025		ECF 101-49: All Plaintiffs' Accolades	Other (Inappropriate compilation)	Yes	
DX-205	9/8/2025		Delray Medical Center's Amended and Supplemented Responses and Objections to Leapfrog's First Set of Interrogatories	None	Yes	
DX-206	9/8/2025		Good Samaritan Medical Center's Amended and Supplemented Responses and Objections to Leapfrog's First Set of Interrogatories	None	Yes	
DX-207	9/8/2025		West Boca Medical Center's Amended and Supplemented Responses and Objections to Leapfrog's First Set of Interrogatories	None	Yes	
DX-208	9/8/2025		St. Mary's Medical Center's Amended and Supplemented Responses and Objections to Leapfrog's First Set of Interrogatories	None	Yes	
DX-209	9/8/2025		Palm Beach Gardens Medical Center's Amended and Supplemented Responses and Objections to Leapfrog's First Set of Interrogatories	None	Yes	
DX-210	8/8/2025		Plaintiffs' Supplemental Responses and Objections to Defendant's First Set of Requests for Production	H	May	

DX-211	8/22/2025		Plaintiffs' Amended Rule 26 Initial Disclosures		May	
DX-212	PBHN000002104-127		2025-05-17 [25] Declaration of Heather Havericak with Exhibits to Declaration	Other (Description & Document don't match)	May	
DX-213	PBHN000002128-154		2025-05-17 [27] Declaration of Sheri Montgomery with Exhibits to Declaration	Other (Description & Document don't match)	May	
DX-214	PBHN000002155-181		2025-05-17 [23] Declaration of Erik Cazares with Exhibits to Declaration	Other (Description & Document don't match)	May	
DX-215	PBHN000002182-206		2025-05-17 [24] Declaration of Jerad Hanlon with Exhibits to Declaration	Other (Description & Document don't match)	May	
DX-216	PBHN000002207-234		2025-05-17 [26] Declaration of Cynthia McCauley with Exhibits to Declaration	Other (Description & Document don't match)	May	
DX300	LEAPFROG WEBSITE					
DX-300	11/4/2025		Navigation Screen Record hospitalsafetygrade.com.mp4	A PK F BER	Yes	
DX-301	LEAPFROG00244555-558	2024-05-07	2024-05-29 Email Chain between Campione and Danforth cc Litter	None	Yes	
DX-302	LEAPFROG00427863-868	2024-06-18	2024-06-18 Email chain between Litter and Campione re "New imputation denotation"	None	Yes	
DX-303	LEAPFROG00167920	2024-10-24	2024-10-24 Email Bailey to Danforth re Imputation Messaging	None	Yes	
DX-304	webpage		"About the Grade" https://www.hospitalsafetygrade.org/your-hospitals-safety-grade/about-the-grade	BER	May	
DX-305	webpage		"How to Use the Grade" https://www.hospitalsafetygrade.org/your-hospitals-safety-grade/how-to-use-the-grade	BER	May	
DX-306	webpage		"Choosing the Best Hospital" https://www.hospitalsafetygrade.org/your-hospitals-safety-grade/choosing-the-best-hospital	BER	May	
DX-307	webpage		"For Hospitals" https://www.hospitalsafetygrade.org/for-hospitals	BER	May	
DX-308	webpage		"Why the Hospital Safety Grade Works" https://www.hospitalsafetygrade.org/why-the-hospital-safety-grade-works	BER	May	
DX-309	webpage		"Licensure & Permissions" https://www.hospitalsafetygrade.org/Licensure	BER	May	
DX-310	webpage		"Explanation of Hospital Safety Grades" https://www.hospitalsafetygrade.org/media/file/ExplanationofSafetyGrades_Fall2025.pdf	BER	May	
DX-311	webpage		"Scoring Methodology" https://www.hospitalsafetygrade.org/media/file/Safety-Grade-Scoring-Methodology-Fall-25.pdf	BER	Yes	
DX-312	webpage		<u>West Boca Grade Pages:</u> https://www.hospitalsafetygrade.org/search?findBy=hospital&zip_code=&city=&state_prov=&hospital=West+Boca+Medical+Center https://www.hospitalsafetygrade.org/h/west-boca-medical-center?findBy=hospital&hospital=West+Boca+Medical+Center&rPos=0&rSort=grade https://www.hospitalsafetygrade.org/table-details/west-boca-medical-center?findBy=hospital&hospital=West%20Boca%20Medical%20Center&rPos=0&rSort=grade	BER	Yes	
DX-313	webpage		<u>Good Samaritan Medical Center Grade Pages:</u> https://www.hospitalsafetygrade.org/search?findBy=hospital&zip_code=&city=&state_prov=&hospital=Good+Samaritan+Medical+Center https://www.hospitalsafetygrade.org/h/good-samaritan-medical-center?findBy=hospital&hospital=Good+Samaritan+Medical+Center&rPos=0&rSort=grade https://www.hospitalsafetygrade.org/table-details/good-samaritan-medical-center?findBy=hospital&hospital=Good%20Samaritan%20Medical%20Center&rPos=0&rSort=grade	BER	Yes	

DX-314	webpage		<u>Delray Medical Center Grade Pages:</u> https://www.hospitalsafetygrade.org/search?findBy=hospital&zip_code=&city=&state_prov=&hospital=Delray+medical+center https://www.hospitalsafetygrade.org/h/delray-medical-center?findBy=hospital&hospital=Delray+medical+center&rPos=0&rSort=grade https://www.hospitalsafetygrade.org/table-details/delray-medical-center?findBy=hospital&hospital=Delray%20medical%20center&rPos=0&rSort=grade	BER	Yes	
DX-315	webpage		<u>Palm Beach Gardens Medical Center Grade Pages:</u> https://www.hospitalsafetygrade.org/search?findBy=hospital&zip_code=&city=&state_prov=&hospital=Palm+Beach+Gardens+Medical+Center https://www.hospitalsafetygrade.org/h/palm-beach-gardens-medical-center?findBy=hospital&hospital=Palm+Beach+Gardens+Medical+Center&rPos=0&rSort=grade https://www.hospitalsafetygrade.org/table-details/palm-beach-gardens-medical-center?findBy=hospital&hospital=Palm%20Beach%20Gardens%20Medical%20Center&rPos=0&rSort=grade	BER	Yes	
DX-316	webpage		<u>St. Mary's Medical Center Grade Pages:</u> https://www.hospitalsafetygrade.org/search?findBy=hospital&zip_code=&city=&state_prov=&hospital=St.+Mary%27s+Medical+Center https://www.hospitalsafetygrade.org/h/st-marys-medical-center-west-palm-beach-fl?findBy=hospital&hospital=St.+Mary%27s+Medical+Center&rPos=160&rSort=grade https://www.hospitalsafetygrade.org/table-details/st-marys-medical-center-west-palm-beach-fl?findBy=hospital&hospital=St.%20Mary%27s%20Medical%20Center&rPos=160&rSort=grade	BER	Yes	
DX-317	LEAPFROG03632712-718		Contract for consulting services: Educating the public on patient safety, Leapfrog Project Contract	R T A PK F	Yes	
DX-318	LEAPFROG03632726-729		Biographical Sketch of Christina Zarcadoolas	R T A PK F	Yes	
DX-319	LEAPFROG03632719-725	2014-12-10	2014-12-10 TLG: Final Narrative Report	R T A PK F	Yes	
DX400	LEAPFROG METHODOLOGY					
DX-400	LEAPFROG3088977-9003	2011-09-20	2011-09-20 Board Update: Progress on Safety Score (Matt Austin Slides)	None	Yes	
DX-401	LEAPFROG3046954-956	2012-08-10	2012-08-10 Hospital Safety Score Expert Panel Call Notes	R T H	Yes	
DX-402	LEAPFROG3088509-537	2012-00-00	2012 Fall Technical Overview of the Hospital Safety Score	R T H	Yes	
DX-403	ARMSTRONG0003576-579	2017-06-14	2017-06-14 Leapfrog Hospital Safety Grade Expert Panel In-Person Meeting Agenda	None	Yes	
DX-404	LEAPFROG00220682-686	2019-04-25	2019-04-25 Email chain between Danforth, Campione, Austin, and Preeti re "Step 2 Imputation Scores"	None	Yes	
DX-405	ARMSTRONG0018876-877	2019-04-12	2019-04-12 Email from Austin to Austin re Notes for Call with Romano	None	Yes	

DX-406	ARMSTRONG_0013094-108	2019-05-13	2019-05-13 Email from Matt Austin to Jordan Derk with subject: HSG Scoring Calls with Attachments	R C H PK F	Yes	
DX-407	LEAPFROG2960133	2020-02-17	2020-02-17 Email from Dr. Patrick Romano to Matt Austin and Missy Danforth Re: Imputing Scores for Leapfrog's Hospital Safety Grade	None	Yes	
DX-408	LEAPFROG3014593-594	2020-02-18	2020-02-18 Email from Matt Austin to Patrick Romano RE: Imputing Scores for Leapfrog's Hospital Safety Grade	None	Yes	
DX-409	LEAPFROG2999199-200	2020-02-26	2020-02-26 Email from Sheng Wang to Missy Danforth RE: upcoming bi-weekly calls	None	Yes	
DX-410	LEAPFROG02005203-207	2020-05-04	2020-05-04 Email from Matt Austin to Safety Grade Expert Panelists with Subject: Follow-Up Call for Leapfrog's Hospital Safety Grade Expert Panel	None	Yes	
DX-411	LEAPFROG2968004	2020-06-02	2020-06-02 Email from Andrew Card to Missy Danforth, Matt Austin and others with subject: Safety Grade Imputation Discussion	None	Yes	
DX-412	LEAPFROG01939171	2020-06-04	2020-06-04 Notes on Imputation Models.docx	M/C H	Yes	
DX-413	LEAPFROG01939172	2020-06-04	2020-06-04 Final Leapfrog Imputation results.xlsx	None	Yes	
DX-414	LEAPFROG01939156	2020-06-04	2020-06-04 Email from Matt Austin to Safety Grade Expert Panel with subject: Leapfrog Hospital Safety Grade Expert Panel Call (6/8/2020)	None	Yes	
DX-415	LEAPFROG01939166-170	2020-06-08	2020-06-08 Leapfrog Hospital Safety Grade Expert Panel Call.pptx	C H	Yes	
DX-416	LEAPFROG01918816-821	2021-09-02	2020-06-08 Email from Card to Austin cc Danforth re HSG Expert Panel call Agenda	None	Yes	
DX-417	LEAPFROG01953233-234	2020-06-00	Hospital Safety Grade Expert Panel Call Notes June2020.docx	None	Yes	
DX-418	LEAPFROG01901069-070	2020-10-04	2020-10-04 Missingness analysis.html	C H	Yes	
DX-419	LEAPFROG01901067-068	2020-12-04	2020-12-04 Email from Sheng Wang to Missy Danforth and Matt Austin with subject: Update on Safety Grade Imputation preliminary memo and attachment	None	Yes	
DX-420	LEAPFROG02019118-121	2020-12-07	2020-12-07 Email from Missy Danforth to Matt Austin RE: Update on Safety Grade Imputation preliminary memo	None	Yes	
DX-421	LEAPFROG02020258-261	2020-12-17	2020-12-17 Email from Missy Danforth to Rebecca Olson RE: FW: Update on Safety Grade Imputation preliminary memo	None	Yes	
DX-422	LEAPFROG01942324-326	2021-01-18	2021-01-18 Email from Sara Singer to Arjun Srinivasan and other Safety Grade Expert Panelists: Re: Leapfrog Hospital Safety Grade: Announcement of New Imputation Approach	None	Yes	
DX-423	LEAPFROG01919147-155	2021-03-10	2021-03-10 Email from Missy Danforth to Tim Vogus RE: Update on Leapfrog Hospital Safety Grade New Imputation Approach	None	Yes	
DX-424	LEAPFROG01991528-537	2021-03-16	2021-03-16 Email from Missy Danforth to Hospital Safety Grade Panel RE: Update on Leapfrog Hospital Safety Grade New Imputation Approach	None	Yes	
DX-426	LEAPFROG01997215-217	2021-08-27	2021-08-27 Email from Missy Danforth to Matt Austin RE: Imputation Idea	None	Yes	
DX-427	LEAPFROG01895142-144	2021-10-18	2021-10-18 LFHSG Expert Panel Notes 101821.docx	None	Yes	
DX-428	LEAPFROG01897128-135	2022-08-23	2022-08-23 Email from Binder to Danforth re Final Changes to Fall 2022 Safety Grade Methodology and 2022 Final Updates Redlines with attachments	None	Yes	
DX-429	LEAPFROG00187324-327	2023-06-23	2023-06-23 Email from Missy Danforth to Alex Campione RE: Leapfrog Questions- Mathematical Imputation Model	None	Yes	
DX-430	LEAPFROG00426400-404	2023-10-23	2023-10-23 Email from Robert Carraher to Alex Campione RE: Leapfrog - Imputation Model Question	None	Yes	
DX-431	LEAPFROG00134552-555	2023-11-03	2023-11-03 Slack Messages between Kristen Stewart and Missy Danforth	None	Yes	
DX-432	LEAPFROG00196320-326	2024-10-18	2024-01-18 Email from Missy Danforth to Kush Banerjee RE: [EXTERNAL]:RE: Hospital quality measures	None	Yes	
DX-433	LEAPFROG00297580-581	2024-03-21	2024-03-21 Email from Campione to Stewart re Imputation Model for Fall 2024 Safety Grades	None	Yes	
DX-435	ARMSTRONG 0017395	2024-04-12	2024-04-12 Email from Austin to Austin re Notes from HSG Expert Panel Meeting	None	Yes	
DX-436	LEAPFROG00437361-379	2024-04-12	2024-04-12 Email invite from Matt Austin to various attendees re "Leapfrog Hospital safety grade expert panel call"	None	Yes	

DX-437	LEAPFROG01074781-784	2024-04-12	2024-04-12 Email from Campione to Austin re SG Panel Agenda Planning	None	Yes	
DX-438	LEAPFROG00139558-561	2024-04-12	2024-04-12 Slack message between Danforth and Campione during April 2024 Expert SG Meeting	None	Yes	
DX-439	4/12/2024	2024-04-12	Transcript of Expert Safety Panel Meeting (Veritext)	None	May	
DX-440	PBHN000017983-18047	2024-04-12	33. 2024.04.12 - Transcript v2.PDF	None	May	
DX-441	ARMSTRONG 0014643-645	2024-04-16	2024-04-16 Email from Preeti to Austin re Leapfrog HSG Expert Panel Meeting Notes with attachment (Leapfrog Hospital Safety Grade Expert Panel Meeting Notes 041224.docx)	None	Yes	
DX-442	LEAPFROG00036143-171	2024-04-22	2024-04-22 Leapfrog Hospital Safety Grade: Spring 2024 Safety Grade Scoring Methodology	None	Yes	
DX-443	LEAPFROG00228328-332	2024-04-22	2024-04-22 Email chain between Austin, Campione, and Danforth re "Imputation Changes"	None	Yes	
DX-444	LEAPFROG00233894-895	2024-04-25	2024-04-25 Calendar meeting invite from Campione to Danforth, Austin, Preeti, and Binder re "Safety Grade Imputation Changes"	None	May	
DX-445	LEAPFROG00226607-610	2024-04-25	2024-04-25 Email from Matt Austin to Alexandra Campion and Missy Danforth RE: Safety Grade Imputation Changes	None	Yes	
DX-446	ARMSTRONG 0016473-475	2024-05-14	2024-05-14 Email from Austin to Preeti re Leapfrog HSG Expert Panel Meeting Notes with redlines attached	None	Yes	
DX-447	LEAPFROG00198275-277	2024-05-14	2024-05-14 Email from Romano to Austin cc Danforth & Campione re HSG Proposed Imputation Change Fall 2024 with Attachment	None	Yes	
DX-448	LEAPFROG00202258-260	2024-05-14	2024-05-14 Email chain between Pronovost, Austin, Danforth, and Campione re "Leapfrog: Proposed Text for Imputation Change"	None	Yes	
DX-449	LEAPFROG01081490-491	2024-05-15	2024-05-15 Email chain between Campione, Romano, and Danforth re "Leapfrog: Proposed Text for Imputation Change"	None	Yes	
DX-450	LEAPFROG00258530-533	2024-05-15	2024-05-15 Email from Joshi Preeti to various attendees re Leapfrog Hospital Safety Grade Expert Panel call meeting notes attached	None	Yes	
DX-451	LEAPFROG00209811-817	2024-05-17	2024-05-17 Email chain between Binder and Campione, cc Danforth and Austin re "FOR REVIEW: Final Safety Grade Changes." Attachment from Leapfrog Hospital Safety Grade titled "Request for Public Comments: Planned Updates to the Leapfrog Hospital Safety Grade Methodology for Fall 2024."	None	Yes	
DX-452	LEAPFROG000602404-406	2024-05-20	2024-05-20 Email chain between Austin and Danforth, cc Campione re "FOR REVIEW: Final Safety Grade Changes"	None	Yes	
DX-453	LEAPFROG00439030-031	2024-05-21	2024-05-21 Email chain between Leapfrog Help Desk and Campione re 103566	None	Yes	
DX-454	LEAPFROG00205986-00205990	2024-05-23	2024-05-23 Email chain between Danforth, Campione, and others re "Meeting Notes: Leapfrog Hospital Safety Grade Expert Panel Call"	None	Yes	
DX-455	ARMSTRONG 0005114-128	2024-06-03	2024-06-03 Email from Austin to Leapfrog re Hand Hygiene Report Analysis	None	Yes	
DX-456	LEAPFROG00044934-935	2024-06-06	2024-06-06 Planned Updates to the Leapfrog Hospital Safety Grade Methodology for Fall 2024 #104036	None	Yes	
DX-457	LEAPFROG00044966-967	2024-06-07	2024-06-07 Imputation Model Updates #104051	None	Yes	
DX-458	LEAPFROG00045043-044	2024-06-08	2024-06-08 Proposed Fall 2024 Imputation Method #104088	None	Yes	
DX-460	LEAPFROG00178623-00178633	2024-06-24	2024-06-24 Email from Campione to Danforth re Final Fall 2024 Methodology Changes - public comments draft with attachment	None	Yes	
DX-461	LEAPFROG00261719-727	2024-06-26	2024-06-26 Email from Austin to Expert Panel re Final Updates to LF HSG Methodology Fall 2024	None	Yes	
DX-462	ROMANO0000039		Native Romano Redline changes to methodology change announcement	None	Yes	
DX-463	LEAPFROG00155015-019		Leapfrog Request for Public Comment re Fall 2024 Methodology pdf.	None	Yes	
DX-464	LEAPFROG00047025-030		Final Updates to the Leapfrog Hospital Safety Grade Methodology for Fall 2024.pdf	None	Yes	
DX-465	LEAPFROG00065461-486		Leapfrog Fall 2024 Hospital Safety Grade Scoring Methodology pdf.	None	Yes	
DX-466	PBHN000002632-637		Fall 2024 Hospital Safety Grade Final Methodology Changes.pdf	None	Yes	
DX-467	PBHN000004824-886		2024_HospitalSurveyScoringAlgorithm_20240401_v9.1(version 1).pdf	None	Yes	
DX-468	PBHN000003012-040		Spring 2025 Scoring Methodology.pdf	None	Yes	
DX-469	PBHN000005975-6000		Safety-Grade-Scoring-Methodology-Fall-2024.pdf	None	Yes	
DX-470	PBHN000002651-3003		Leapfrog Hospital Survey.pdf	None	Yes	
DX-471	PBHN000018051-052		Factsheet_Bar Code Medication Administration.pdf	None	Yes	
DX-472	PBHN000018053-055		Factsheet_Computerized Physician Order Entry.pdf	None	Yes	
DX-473	PBHN000018056-058		Factsheet_ICU Physician Staffing.pdf	None	Yes	
DX-474	PBHN000004116-118		PublicReportingWebsiteMeasureCrosswalk_Spring2025.pdf	None	Yes	
DX-475	PBHN000004933-35		Changes-In-Measure-Weights-April-2025.pdf	Other (Incorrect description or Bates. Please clarify.)	Yes	
DX500	PLAINTIFFS' PRE-FALL 2024 COMM.					

DX-500	PBHN000005800-809	2023-01-01	Leap Frog PP.pptx	R T PK F	May	
DX-501	PBHN000007485-498	2023-01-26	1/26/2023 Email from Andrea Nunes to Ricardo Ramirez and Regina West FW: Just Published: 2023 Hospital Safety Grade Methodology - Leapfrog and attachments	R T/C H PK F	May	
DX-502	PBHN000007083-7097	2023-01-27	2023-01-27 Email thread between West, Flipppo, Ramirez, and Nunes RE "Just Published: 2023 Hospital Safety Grade Methodology - Leapfrog with attachment	R T/C H PK F	May	
DX-503	PBHN000007068-082	2023-01-27	1/27/2023 email from Regina West FW: Just Published: 2023 Hospital Safety Grade Methodology - Leapfrog and attachment	R T/C H PK F	Yes	
DX-505	PBHN000007539-549	2023-01-27	1/27/2023 Email from Ricardo Ramirez to Andreaw Nunes RE: Just Published: 2023 Hospital Safety Grade Methodology - Leapfrog	R T/C H PK F	Yes	
DX-506	PBHN000008903-913	2023-01-27	1/27/2023 Email from Andrea Nunes to Libby Flipppo and Regina West RE: Just Published: 2023 Hospital Safety Grade Methodology - Leapfrog	R T/C H PK F MIL	May	
DX-507	PBHN000014658-666	2023-01-27	2023.01.27 Email from A. Nunes to C. Leon re Preparing for Leapfrog Email Chain	R T PK F	Yes	
DX-508	PBHN000014667-669	2023-01-27	2023.01.27 Email from A. Nunes to R. Ramirez re ICU Physician Coverage - Leapfrog	R T PK F	Yes	
DX-509	PBHN000014689-14694	2023-01-27	2023.01.27 Email from A. Nunes to B. Mayhue re Leapfrog Data for 2022 with spreadsheet attachment	R T PK F	Yes	
DX-510	PBHN000007107-115	2023-01-29	1/29/2023 Email from Libby Flipppo to Regina West RE: Just Published: 2023 Hospital Safety Grade Methodology - Leapfrog	R T/C H PK F	May	
DX-511	PBHN000014695-698	2023-01-30	2023.01.30 Email from M. Perry to A. Nunes re Leapfrog Data for 2022	R T PK F	Yes	
DX-512	PBHN000006738-740	2024-01-30	2024-01-30 Email from Regina West to Andrea Nunes RE: Fall LeapFrog Reports	R T/C H PK F	May	

DX-513	PBHN000013245	2023-02-21	2023.02.21 Email from Carola Kuret to Regina West re Leapfrog Score	R T PK F	Yes	
DX-514	PBHN000006725-727	2024-03-07	2024-03-07 Email from Regina West to Andrea Nunes RE: WBM Spring 2024 Leapfrog Hospital Safety Grade Review Period Now Open	R T/C H PK F	Yes	
DX-515	PBHN000006163-164	2023-04-11	2023-04-11 Email from Kathleen McDonald with Subject:PBGMC EMBARGOED Leapfrog Score and Letter Grade Spring 2023 ***DO NOT RELEASE TO PUBLIC OR STAFF***	R T/C H PK F	May	
DX-517	PBHN000012145-146	2023-04-17	2023-04-17 Email Chain RE: Leapfrog Market Analysis	R T/C H PK F	May	
DX-518	PBHN000006194-195	2023-04-17	2023-04-17 Email from Regina West to Andrea Nunes with Subject: Leapfrog Market Analysis and attachment	R T/C H PK F	Yes	
DX-520	PBHN000006999-7000	2023-04-18	4/18/2023 Email from Libby Flippo to Regina West and Ricardo Ramirez RE: Special Request to Libby Flippo and Ricardo Ramirez	R T/C PK F	May	
DX-521	PBHN000011460-461	2023-06-13	2023-06-13 Email from Wes to Montgomery and Pool re STET Media Group Releases Today This Data from Medicare Compare on Death Rates, Outcomes, by Hospital	R T	Yes	
DX-522	PBHN000007338-341	2023-09-28	9/28/2023 Email from Andrea Nunes to Austin Watchford and Ricardo Ramirez RE: Fall 2023 Leapfrog Hospital Safety Grade Review Period Now Open and spreadsheet attachment	R T/C PK F	Yes	
DX-523	PBHN000007342-345	2023-09-28	9/28/2023 Email from Andrea Nunes to Regina West FW: Fall 2023 Leapfrog Hospital Safety Grade Review Period Now Open and spreadsheet attachment	R T/C PK F	Yes	
DX-524	PBHN000006838-840	2023-10-12	2023-10-12 Email RE: Leapfrog Preview Reports	R H PK F	Yes	
DX-525	PBHN000006086	2023-10-12	2023-10-12 Email from Regina West about Leapfrog Heatmap	R T/C H PK F	May	
DX-526	PBHN000007307-308	2023-10-13	10/13/2023 Email from Regina West to Andrea Nunes RE: Leapfrog about discussion to talk about Patient experience "as a market"	R T/C H PK F	Yes	

				R T PK F		
DX-527	PBHN000013571-573	2023-10-13	2023.10.13 Email from A. Nunes to R. West re Leapfrog issues		Yes	
DX-528	PBHN000006036-045	2023-11-02	2023-11-02 Email from Tanushree Tomer FW: Fall 2023 Leapfrog Hospital Embargo period opened	None	May	
				R T/C H PK F		
DX-529	PBHN000006098-100	2023-11-06	2023-11-06 Email from Kathleen McDonald to Denise Kvapil RE: PBGMC Leapfrog Score and Letter Grade Fall 2023		Yes	
DX-530	PBHN000011442-447	2023-11-08	2023-11-08 Email from Pool to Montgomery re Quality Weekly Update; Weekly Report 11.7.23.doc; Calculator_Fall2023_EmbargoPeriod.xlsx	R T	Yes	
				R T/C H PK F		
DX-531	PBHN000006771-773	2023-11-15	2023-11-15 Email from Heather Wehmeyer to Regina West FW: Leapfrog		Yes	
DX-532	PBHN000005541-543	2023-11-16	FW: Draft TP's for Leapfrog Fall 2023 Score for DMC and WBMC; West Boca Leapfrog Key Messages Fall 2023.docx	R M	Yes	
DX-533	PBHN000004921	2023-11-16	Delray Leapfrog Key Messages.docx	M	Yes	
				R T/C H PK F		
DX-534	PBHN000006774-778	2023-11-16	2023-11-16 Email from Shelly Weiss to Libby Flipppo and Regina West FW: DMC and WBMC Leapfrog Leader Talking Points **FOR REVIEW** with attachments		Yes	
DX-535	PBHN000006781-785	2023-11-16	2023-11-16 Email from Regina West to Maggie Gill and Shelly Weird RE: DMC and WBMC Leapfrog Leader Talking Points **FOR REVIEW	R T/M	Yes	
				R T PK F		
DX-536	PBHN000011854-859	2024-01-01	2024: DCQI Standard Work SMMC		Yes	
				R T PK F		
DX-537	PBHN000012637-639	2024-01-29	2024.01.29 Email from A. Nunes to R. West re Fall LeapFrog Reports		Yes	
				R T PK F		
DX-538	PBHN000013562-565	2024-02-02	2024.02.02 Email from A. Nunes to R. Ramirez re WBMC Calculator Fall 2023 Embargo Period with attachments		Yes	
				R T/C PK F		
DX-539	PBHN000008870-875	2024-02-22	2/22/2024 Email from Regina West to Andrea Nunes and Ricardo Ramirez RE: GWTG-Stroke Data		May	
				R T H PK F		
DX-540	PBHN000007297	2024-03-01	WBMC Leapfrog Score Comparison Spring 2022 - Spring 2024.xlsx		Yes	
				R T/C H PK F		
DX-541	PBHN000007285-286	2024-03-05	3/5/2024 Email from Ricardo Ramirez to Andrea Nunes Re: Spring 2024 Leapfrog		Yes	

DX-542	PBHN000007327-329	2024-03-05	3/5/2024 Email from Andrea Nunes to Ricardo Ramirez with subject: Spring 2024 Leapfrog talking about expected grade and attachment	R T/C H PK F	Yes	
DX-543	PBHN000007334-337	2024-03-05	3/5/2024 Email from Andrea Nunes to Ricardo Ramirez RE: Spring 2024 Leapfrog	R T/C H PK F	Yes	
DX-544	PBHN000013893-894	2024-03-05	2024.03.05 Email from A. Nunes to K. Pacewicz re policy memo submission	R T PK F	May	
DX-545	PBHN000012734-736	2024-03-07	2024-03-07 Email from West to McCauley re "FW: Spring 2024 Leapfrog Hospital Safety Grade Review Period Now Open"	R H	Yes	
DX-546	PBHN000013590-593	2024-03-07	2024-03-07 Email from Wehmeyer to Nunes re Spring 2024 Leapfrog Hospital Safety Grade Review Period Now Open	R T/C H PK F	May	
DX-547	PBHN000007317-321	2024-03-07	3/7/2024 Email from Andrea Nunes to Regina West RE: Spring 2024 Leapfrog Hospital Safety Grade Review Period Now Open with two spreadsheet Attachments	R T/C H PK F	Yes	
DX-548	PBHN000007322-326	2024-03-07	3/7/2024 Email from Andrea Nunes to Heather Wehmeyer and Regina West RE: Spring 2024 Leapfrog Hospital Safety Grade Review Period Now Open	R T/C H PK F	Yes	
DX-549	PBHN000004930-931	2024-03-08	FW: Spring 2024 Leapfrog Hospital Safety Grade Review Period Now Open	R T	May	
DX-550	PBHN000009147-148	2024-03-08	3/8/2024 Heather Havericak to Heather Wehmeyer Re: Spring 2024 Leapfrog Hospital Safety Grade Review Period Now Open	R T	May	
DX-551	PBHN000012210-212	2024-03-22	2024.03.22 Email from T. Pool to R. West re STET Media Group Releases Today This Data from Medicare Compare on Death Rates, Outcomes, by Hospital	R T PK F	Yes	
DX-553	PBHN000013932-4163	2024-03-22	2024.03.22 March 2023 WBMC QIPSC Meeting Presentation Agenda	R T PK F	Yes	
DX-554	PBHN000012597	2024-03-25	2024-03-25 Email from Colandrea to West with Ortiz and Pool Cced RE "Leapfrog SIR Benchmark numbers for Good Samaritan."	R T H PK F	Yes	
DX-556	PBHN000012727-728	2024-03-25	2024.03.25 Email from G. West to M. Colandrea re Leapfrog SIR Benchmark numbers for Good Samaritan	R T H PK F	Yes	
DX-557	PBHN000012206	2024-03-26	2024-03-26 Email from Stillman-vormittag to West re SIR Benchmarks	R T/C H PK F	Yes	

DX-558	PBHN000012863-12864	2024-03-29	2024.03.29 Email from G. West to M. Gill re Publicly Reported Data Dashboard with attachment	R T PK F	Yes	
DX-559	PBHN000012213	2024-04-04	2024-04-04 Email from West to Nunes, Wehmeyer, Pool and Mcdonald with Ramirez Ceed RE "CPOE response to EHR SAFER survey."	R T/C H PK F	May	
DX-560	PBHN000005475-479	2024-04-22	2024-04-22 Email from Andrea Nunes to Ricardo Ramirez and Jerad Hanlon RE: Spring 2024 letter Embargo period with excel native attachments	R T / M	Yes	
DX-561	PBHN000013545-13548	2024-04-23	2024.04.23 Email from A. Nunes to E. DeJonge re Fracture Ulna and Radius appears as hip fracture on PSI 08 West Boca Medical Center	R T PK F	May	
DX-562	PBHN000012696-697	2024-04-24	2024.04.24 Email from G. West to C. McCauley et al to Leapfrog Spring 2024	R T	Yes	
DX-563	PBHN000011422-427	2024-04-29	2024-04-29 Email Chain Subject:Weekly Quality Update; Weekly Report 4.29.24.doc	R T	Yes	
DX-564	PBHN000011409-411	2024-05-02	2024-05-02 Email from Pool to Montgomery re Weekly Quality Update	R T	Yes	
DX-565	PBHN000011398-401	2024-07-17	2024-07-17 Email from Thielk to Montomgery re America's Best Hospitals Ranked	R T	Yes	
DX-566	PBHN000012022	2024-08-23	2024.08.23 Email from A. Gunod to DI-DCQI re Leapfrog annual check in	R T PK F	May	
DX-567	PBHN000013226	2023-04-21	Ashley Barquin Accepted Invite to Meet with Regina West about Leapfrog-Good Sam	R PK F	May	
DX600	PLAINTIFF'S POST-FALL 2024 COMMS					
DX-600	PBHN000006714-6719	2024-05-21	2024-05-21 Email from Nunes to Ramirez and West RE "FW: Review Planned Updates to the Fall 2024 Hospital Safety Grade."	R T/C H PK F	Yes	
DX-601	PBHN000006028-033	2024-06-05	2024-06-05 Email from Heither Wehmeyer to Regina West RE: Last Chance to Submit a Comment on Planned Updates to the Fall 2024 Hospital Safety Grade	R T/C H PK F	Yes	
DX-602	PBHN000009174-77	2024-08-31	Hospital Source Data Fall 2024-prelim.pdf	H PK F	Yes	
DX-603	PBHN000005470-73	2024-09-25	2024-09-25 Email from Andrea Nunes to Regina West RE: Leapfrog Scores	None	Yes	
DX-604	PBHN000006573-6577	2024-09-25	2024-09-25 Email from Regina West to Ricardo Ramirez with Subject SMMC Leapfrog Scores	R T/C H PK F	Yes	

DX-605	PBHN000006578-81	2024-09-25	2024-09-25 Email from Taylor Pool (GSMC) to Regina West Re: Leapfrog Scores with Attachment	R T/C H PK F	Yes	
DX-606	PBHN000005842-44	2024-09-27	2024-09-25 Email from West to Gunod with Nunes, Wehmeyer, Mcdonald and Pool Ceed RE "Leapfrog."	R T/C H PK F	Yes	
DX-607	PBHN000006602-06	2024-09-27	2024-09-27 Email from West to Ramirez RE "Fw: Leapfrog."	R T/C H PK F	Yes	
DX-608	PBHN000006624-30	2024-09-27	2024-09-27 Email from Anna Gunod to Regina West RE: Leapfrog	R T/C H PK F	Yes	
DX-609	PBHN000006631-36	2024-09-30	2024-09-30 Email from Regina West to Ricardo Ramirez with Subject: Leapfrog	R T/C H PK F	Yes	
DX-610	PBHN000010794-801	2024-10-18	2024.10.18: DCQI Transition Handoff at Delray	R T PK F	May	
DX-611	PBHN000005250-51	2024-11-01	ExplanationofSafetyGrades_Fall2024_ForHospitals.pdf	None	Yes	
DX-612	PBHN000002072-75	2024-11-04	2024-11-04 Email from Johnson to Havericak re Leapfrog Score Update to Delray	None	Yes	
DX-613	PBHN000011845-49	2024-11-04	2024-11-04 Email from Nukala to Wehmeyer re Fall 2024 Leapfrog Hospital Safety Grade Embargo Period	R T/C H PK F	May	
DX-614	PBHN000004560-61	2024-11-04	2024-11-04 Email from Ramirez re Leapfrog Letter Grades/advising of Fall 2024 grades	None	May	
DX-615	PBHN000004819-21	2024-11-04	2024-11-04 Email from Kathleen McDonald to Erik Cazares and other Tenet Health employees RE: EMBARGOED Leapfrog Score and Letter Grade Fall 2024 ***DO NOT RELEASE TO PUBLIC OR STAFF***	None	May	
DX-616	PBHN000004924-26	2024-11-04	2024-11-04 Email from S. Johnson to H. Havericak with Subject: Leapfrog Score Update discussing Delray Medical Center Fall 2024 Safety Grade	R M	Yes	
DX-617	PBHN000005772-74	2024-11-04	2024-11-04 Email from Regina West to Stephany Johnson with Subject: Leapfrog Communication with SMMC Leadership	R T/C H PK F	Yes	
DX-618	PBHN000006467-68	2024-11-04	2024-11-04 Email from Regina West to Stephany Johnson Re: Request to Reintroduce Leapfrog Reporting	None	Yes	
DX-619	PBHN000006523-25	2024-11-04	2024-11-04 Email from Regina West to Stephany Johnson with Subject: Leapfrog Response from Ricky	R T/C H PK F	May	

DX-620	PBHN000007263-67	2024-11-04	2024-11-04 Email from Andrea Nunes to Regina West RE: Fall 2024 Leapfrog Hospital Safety Grade Embargo Period	R T/C H PK F	Yes	
DX-621	PBHN000005218-22	2024-11-05	2024-11-05 Email from Sheri Montgomery and Taylor Pool RE: Quality Weekly Update	R M	Yes	
DX-622	PBHN000005518-25	2024-11-16	2024-11-16 Email from Shelly Weiss to Maggie Gill and Jerad Hanlon, Regina West, and other Tenet employees RE: DMC and WBMC Leapfrog Leader Talking Points **FOR REVIEW** and Attachments	R C / M	Yes	
DX-623	PBHN000015448-56	2024-11-19	2024-11-19 WBMC Meeting Minutes	R T H PK F	Yes	
DX-624	PBHN000005252-53	2024-11-19	2024-11-19 Email from Taylor Pool to Sheri Montgomery with Subject: Additional Leapfrog Info and calculator from Fall 2024 Embargo Period and PBC Hospital Comparisons	None	Yes	
DX-625	PBHN000004973	2024-12-01	Approved Leapfrog statement.docx	PK F	May	
DX-627	PBHN000006386-88	2024-12-06	2024-12-06 Email thread between West, Montgomery, and Ramirez RE "FW: Leapfrog Scores." Internal forward to Montgomery	R	Yes	
DX-628	PBHN000006384-6385	2024-12-06	2024-12-06 Email from Regina West to Sheri Montgomery FW: Leapfrog Scores	R Other (Completeness: include family)	Yes	
DX-629	PBHN000006394-96	2024-12-09	2024-12-09 Email from Regina West to Ricardo Ramirez RE: Leapfrog Letter Grades	R T/C H PK F	Yes	
DX-630	PBHN000004565-66	2024-12-10	2024-12-10 Email from Gill to CEO Plaintiffs re Leapfrog	None	Yes	
DX-631	PBHN000005060-68	2024-12-10	2024-12-10 Email from Sheri Montgomery to Maggie Gill RE: How scary is THIS? And explaining choice to not participate in Leapfrog Hospital Survey	None	Yes	
DX-632	PBHN000005153-60	2024-12-10	2024-12-10 Email from Sheri Montgomery to Maggie Gill RE: How scary is THIS? and communicating strategy about speaking to their Board	None	Yes	
DX-633	PBHN000005169-75	2024-12-10	2024-12-10 Email from Sheri Montgomery to Patrick Franklin and Dennis Grady about RE: How scary is THIS? and the Leapfrog Surveys	None	Yes	
DX-634	PBHN000005290-91	2024-12-10	2024-12-10 Email from Regina West to Sheri Montgomery RE: Leap Frog Projected Grades and attached Leap Frog Fall 2024_What if Scenarios.xlsx	R UP/T/M PK F	Yes	
DX-635	PBHN000006404-05	2024-12-10	2024-12-10 Email from Regina West to Ricardo Ramirez RE: Leap Frog Projected Calculations with attached Fall 2024_What if Scenarios.xlsx	R UP/T/M PK F	Yes	
DX-637	PBHN000006433-39	2024-12-10	2024-12-10 Email from Regina West Maggie Gill and Ricardo Ramirez RE: Stet News coverage of Leapfrog rankings	None	Yes	
DX-639	PBHN000011358	2024-12-11	2024-12-11 Email from Gill to Montgomery re: Leapfrog	H	Yes	
DX-640	PBHN000004823	2024-12-11	2024-12-11 Email from Havericak to Shoemaker and Jackson re Leapfrog Standards	None	Yes	
DX-641	PBHN000004555	2024-12-11	12/11/2024 Email from Maggie Gill to Plaintiff CEOs FW: Leapfrog and requesting information to reintroduce Leapfrog reporting	None	Yes	
DX-642	PBHN000006461-62	2024-12-11	2024-12-11 Email from Ricardo Ramirez to Regina West with Subject: Request to Reintroduce Leapfrog Reporting - DRAFT	None	Yes	
DX-643	PBHN000006463-64	2024-12-11	2024-12-11 Email from Regina West to Ricardo Ramirez RE: Request to Reintroduce Leapfrog Reporting - DRAFT	None	Yes	

DX-644	PBHN000010999	2024-12-11	2024.12.11 Email from S. Montgomery to M. Gill re Leapfrog participation	T	Yes	
DX-645	PBHN000005090-91	2024-12-12	2024-12-12 Email from Nancy Morales to Sheri Montgomery and Lisa Cook about PBHN Statement - Leapfrog with attachment	None	Yes	
DX-646	PBHN000002618	2024-12-13	2024-12-13 Email from Gill to Urquhart, Aslam, Weiss Re: Leapfrog	R T/C H PK F	Yes	
DX-647	PBHN000011377-11378	2024-12-13	2024.12.13 Email from Sheri Montgomery Re Leap Frog Fall 2024 What if Scenarios.xlsx	None	Yes	
DX-648	PBHN000015351-55	2024-12-17	PBG Governing Board Meeting Minutes - December 17, 2024.pdf	R T/M H	Yes	
DX-649	PBHN000005820-22	2025-01-07	2025-01-07 Email from Naomi Seymour to Kathleen McDonald FW: Recommendation: Tenet Palm Beach Group Improvement Strategy	R T/C H PK F	Yes	
DX-650	PBHN000005830-32	2025-01-07	2025-01-07 Email from Kathleen McDonald to Kate Gergez and Maika Joyner FW: Recommendation: Tenet Palm Beach Group Improvement Strategy - Palm Beach Gardens Medical Center	R T/C H PK F	Yes	
DX-651	PBHN000005827-29	2025-01-07	2025-01-07 Email from Seymour to McDonald re Recommendation: Tenet Palm Beach Group Improvement Strategy	R T/C H PK F	Yes	
DX-652	PBHN000011991-92	2025-01-09	2025.01.09 Email from K. McDonald to N. Seymore re: QMOR	R C/M PK F	Yes	
DX-653	PBHN000004975-86	2025-01-14	2025-01-14 MEC Minutes.docx	R T H	Yes	
DX-654	PBHN000010855-64	2025-01-14	2025.01.14 GSMC MEC Minutes	R C/M H	Yes	
DX-655	PBHN000015363-93	2025-01-15	Delray January 2025 MEC Packet.pdf	R T/M H PK F	Yes	
DX-656	PBHN000015729-44	2025-01-28	WBMC Jan 2025 - Governing Board Mintues.pdf	R T H PK F	Yes	
DX-657	PBHN000006379	2025-02-13	2025-02-13 Email from Gill to West RE "Leapfrog."	None	Yes	
DX-658	PBHN000005816-19	2025-02-13	2025-02-13 Email from Maika Joyner to Kathleen McDonald and Naomi Seymour Re: Recommendation: Tenet Palm Beach Group Improvement Strategy - Palm Beach Gardens Medical Center	R T/C H PK F	Yes	

DX-660	PBHN000010870-10871	2025-02-13	2025.02.13 GSMC COO 3-06-090 Day Plan	R C/M PK F	Yes	
DX-661	PBHN000004485	2025-02-24	2/24/2025 Email from Shelly Weiss to Plaintiff CEOs and Andrew Logholm about Daily Mail Inquiry - Leapfrog	R C/M H	Yes	
DX-662	PBHN000004989-92	2025-03-04	2025-03-04 Email from Erin Britt to Sheri Montgomery and Colleen Thielk Fw: Spring 2025 Leapfrog Hospital Safety Grade Review Period Now Open	R C/M	Yes	
DX-663	PBHN000007226-28	2025-03-05	3/5/2025 Email from Andrea Nunes to Jerad Hanlon FW: Spring 2025 Leapfrog Hospital Safety Grade Review Period Now Open	R T	Yes	
DX-664	PBHN000009031-32	2025-03-05	3/5/2025 Email from Maggie Gill to Shelly Weiss Re: PBHN Next Steps	R T PK F	May	
DX-665	PBHN000010769	2025-03-10	3/10/2025 email from Kathleen McDonald to Christopher Fallis RE: LeapFrog Hospital Safety Grade Review	R C/M	May	
DX-666	PBHN000011811-16	2025-03-11	2025.03.11 Email from S. Johnson to H. Havericak Re: BSC- PSI question	R T/M	May	
DX-667	PBHN000012444	2025-03-27	2025-03-27 Email from West to Nunes, Johnson, Mcdonald, Britt, and Pool with Ramirez Cced RE "Leapfrog Benchmarks."	R T H PK F	Yes	
DX-669	PBHN000011819-20	2025-03-31	2025.03.31 Email from S. Johnson to R. West Re: West, Regina shared the folder "Med Staff Job Aids" with you	R T PK F	May	
DX-670	PBHN000005455-5457	2025-04-22	2025-04-22 Email from Andrea Hunes and Jerad Hanlon RE: Leap Frog Scores	None	Yes	
DX-671	PBHN000015754-66	2025-04-22	WBMC April 2025 - Governing Board Minutes.pdf	R T H	May	
DX-672	PBHN000006641- PBHN000006657	2025-04-24	2025-04-24 Email from Regina West to Sheri Montgomery with Subject: LF Spring25 Scores and "What If" Calculations Group Exhibit and attached numerous excel sheets	None	Yes	
DX-673	PBHN000011564-11565	2025-04-24	2025.04.24 Email from R. West to A. Nunes re FL Spring 2025 and What Ifs	PK F	Yes	
DX-674	PBHN000012193-94	2025-04-28	2025-04-28 Email from West to Ramirez RE "FW: FL Spring 2025 and What IF."	R T/C H PK F	May	
DX-675	PBHN000005753-54	2025-04-28	2025-04-28 Email from Stephany Johnson to Regina West Re: FL Spring 2025 and What Ifs	R T/C H PK F	Yes	
DX-677	PBHN000011566-67	2025-04-28	2025.04.28 Email from R. West to A. Nunes re FL Spring 2025 and What Ifs	PK F	Yes	
DX-678	PBHN000017976	2025-04-30	PBHN Leapfrog Internal Memo 4.30.25 - vF.docx	None	Yes	
DX-679	PBHN000007858-60	2025-05-01	5/1/2025 Email from Maggie Gill to Erik Cazares with subject: Palm Beach Health Network Leapfrog Safety Scores	None	Yes	
DX-680	PBHN000008188	2025-05-01	2025-05-01 Email from Montomgery to Thielk re FW: Palm Beach Health Network Leapfrog Safety Scores	R	Yes	

DX-681	PBHN00008504-09	2025-05-08	5/8/2025 Email from Maika Joyner to Kathleen McDonald Re: Recommendation: Tenet Palm Beach Group Improvement Strategy - Palm Beach Gardens Medical Center	R PK F	Yes	
DX-682	PBHN000010816-10826	2025-05-13	2025.05.13 GSMC MEC Minutes	R T H	Yes	
DX-683	PBHN000015709-17	2025-05-13	St. Mary's May 2025 MEC Minutes.pdf	R C/M H	Yes	
DX-684	PBHN000015803-16	2025-05-13	WBMC May 2025 - MEC Minutes.pdf	R T H	Yes	
DX-685	PBHN000015329-34	2025-05-27	PBG Governing Board Meeting Minutes - May 27, 2025.pdf	R T/M H	Yes	
DX-686	PBHN000015703-08	2025-05-27	2025.05.27 St. Mary's Governing Board Meeting Agenda & Minutes.pdf	R T/M H	Yes	
DX-687	PBHN000015767-84	2025-05-27	WBMC May 2025 - Governing Board Minutes.pdf	R T H	Yes	
DX-688	PBHN000015874-80	2025-05-27	GSMMC Governing Board Approved Meeting Minutes May 27, 2025.pdf	R T H	Yes	
DX-689	PBHN000015335-40	2025-06-11	PBG Medical Council Meeting Minutes - June 11, 2025.pdf	R T/M H	Yes	
DX-690	PBHN000015785-802	2025-06-24	WBMC June 2025 - Governing Board Minutes.pdf	R T H	Yes	
DX-691	PBHN000015881-88	2025-06-24	GSMMC Governing Board Meeting Minutes Approved June 24, 2025.pdf	R T H PK F	Yes	
DX-692	PBHN000008050	2025-07-05	7/5/2025 Email from May Ruth Bautista to Heather Havericak and other Tenet Employees with subject: Facebook Recommendation: Delray Medical Center -[#99921]	R UP/T H PK F	Yes	
DX-693	PBHN000015718-26	2025-07-08	SMMC 07 July 2025 MEC Minutes.pdf	R T/M H	Yes	
DX-694	PBHN000015900-08	2025-07-08	WBMC July 2025 - MEC Minutes.pdf	R T H PK F	Yes	
DX-696	PBHN000012543	2025-09-27	2025.09.27 Email from T. Pool to R. West re HO's messaging about Leapfrog participation	R T PK F	Yes	
DX700	PLAINTIFFS GRADES					

DX-700	LEAPFROG00005334-342		Delray Medical Center's Hospital Safety Grades from Spring 2023- Spring 2025 pdf.	R T/C/M H	Yes	
DX-701	LEAPFROG00005370-378		Good Samaritan Medical Center's Hospital Safety Grades from Spring 2023- Spring 2025 pdf.	R T/C/M H	Yes	
DX-702	LEAPFROG00006225-233		Palm Beach Gardens Medical Center's Hospital Safety Grades from Spring 2023- Spring 2025 pdf.	R T/C/M H	Yes	
DX-703	LEAPFROG00006504-512		West Boca Medical Center's Hospital Safety Grades from Spring 2023- Spring 2025 pdf.	R T/C/M H	Yes	
DX-704	LEAPFROG00006351-359		St. Mary's Medical Center's Hospital Safety Grades from Spring 2023- Spring 2025 pdf.	R T/C/M H	Yes	
DX-705	webpage		West Boca Medical Center on HealthLocator: https://www.healthlocator.org/location/100268	R T/M H A PK F	Yes	
DX-706	webpage		Good Samaritan Medical Center on HealthLocator: https://www.healthlocator.org/location/100287	R T/M H A PK F	Yes	
DX-707	webpage		Delray Medical Center on HealthLocator: https://www.healthlocator.org/location/100258	R T/M H A PK F	Yes	
DX-708	webpage		Palm Beach Gardens Medical Center on HealthLocator: https://www.healthlocator.org/location/100176	R T/M H A PK F	Yes	
DX-709	webpage		St. Mary's Medical Center on HealthLocator: https://www.healthlocator.org/location/100288	R T/M H A PK F	Yes	
DX800	PLAINTIFFS' DATA (HISTORIC & SIMULATION)					
DX-800	PBHN000012148-55	2023-01-01	January 2023 2022 Performance & Impact on Achievement Programs: Strategic Priorities for 2023 Slide Deck	R T PK F	May	
DX-801	PBHN000012156-12164	2023-01-24	2023.01.24 Email from K. McDonald to D. Kvapil re Stratigie PI Priorities for 2023 with attached slide deck	R T PK F	May	

DX-802	PBHN000011480-523	2023-02-15	2023.02.15 Email from L. Feak to S. Montgomery re PBHN 2023 Quality & IC Strategic Planning and attachment	R T H PK F	May	
DX-803	PBHN000010965	2023-04-05	2023.04.5 Star GSMC Jupiter Compare Purple.xlsx	R T/M PK F	Yes	
DX-804	PBHN000011381-88	2023-06-08	2023.06.08 PBHN Competitive Activity and Environmental Scan	R H PK F	May	
DX-805	PBHN000011753-66	2023-07-20	2023.07.20 PBHN CPIC Committee Slide Deck	R T/M H PK F	May	
DX-806	PBHN000011556	2023-09-06	2023.09.06 Email from J. Miller to J. Hanlon re Improvements YTD compared to PY (SMMC)	R T	May	
DX-807	PBHN000011643-60	2023-12-14	2023.12.14 PBHN CPIC Committee Slide Deck	R T/M H PK F	May	
DX-808	PBHN000013594-601	2024-02-23	2024. 02.23 Email from C. Leon from A. Nunes re February QIPSC - Documents for Presentation - Due by February 20, 2024	R T PK F	May	
DX-809	PBHN000011412-21	2024-02-28	2024.04.23 Email Taylor Pool to Sheri Montgomery and other Tenet Employees with attached: 2024.02.28 PBHN Quality Improvement/Patient Safety Committee Meeting Minutes	R T PK F	May	
DX-810	PBHN000011871-97	2024-03-01	March 2024: IP Innovation & Improvement Network Slide Deck	R T PK F	May	
DX-811	PBHN000013679-81	2024-03-11	2024.03.11 Email from A. Nunes to A. Pasvantis re Nursing Supervisor Report	R T PK F	May	
DX-812	PBHN000011616-34	2024-03-21	2024.03.21 PBHN CPIC Committee Slide Deck	R T H PK F	May	
DX-813	PBHN000012208-09	2024-03-26	2024.03.26 Email from R. West to A. Nunes re Hospital Compare Dashboards	R T PK F	Yes	
DX-814	PBHN000010830-10831	2024-05-15	2024.05.15 Email from Sheri Montgomery to Erin Britt re 2024 April 5 Star Market Comparison with Attached Excel Sheet	R T	Yes	
DX-815	PBHN000013155-72	2024-06-01	June 2024 Infection Prevention HiiN Slide Deck	R T PK F	May	

DX-816	PBHN000011389-11391	2024-07-07	2024.07.07 Email from S. Montgomery to M. Thoman re 5 Star Market Comparison with attachment	T	Yes	
DX-817	PBHN000011405-1406	2024-07-08	2024.07.08 Email from T. Pool to S. Montgomery and C. Thielk re 5 Star Market Comparison	R T	Yes	
DX-818	PBHN000011407-1408	2024-07-12	2024.07.12 from T. Pool to S. Montgomery re 5 Star Good Sam vs Advent Health	R T	Yes	
DX-819	PBHN000011392-95	2024-07-17	2024.07.17 Email from S. Montgomery to T. Pool re America's Best Hospitals Ranked	R T	May	
DX-820	PBHN000013526-31	2024-11-21	2024.11.21 Email from A. Nunes to C. Leon re CPOE Report for December 4, 2024, QIPSC w/ attachments	R T PK F	Yes	
DX-821	PBHN000005546-619	2024-12-12	2024-12-12 QIPSC.pptx for GSMC	R T PK F	May	
DX-822	PBHN000005691-722	2024-12-19	ICC MEETING DEC 2024.pptx (GSMC)	R T H PK F	May	
DX-823	PBHN000011671-72	2025-02-14	2025.02.14 Email from E. Britt to C. Bergen & others re January Hand Hygiene Compliance	R T PK F	Yes	
DX-824	PBHN000013518-23	2025-04-09	2025.04.09 Email from D. Le to A. Nunes re Tenet Palm Beach Group Improvement Strategy	R T/C H PK F	Yes	
DX-825	PBHN000013487-13517	2025-04-22	2025.04.22 Email to R. Ramirez from A. Nunes re 2025 PBHN CMS Star Ratings Targets.xlsx with attachments	R T H PK F	May	
DX-826	PBHN000011562-11563	2025-04-23	2023 April 5 Star GSMC Jupiter Compare Purple.xlsx	R T H PK F	May	
DX-828	PBHN000010582-90		DMC Policy and Procedures: Medication Administration	R T	May	
DX-829	PBHN000010530-47		DMC Policy and Procedures: Infection Prevention & Control: Clinical Safety: Hand Hygiene Policy	R M	May	
DX-830	PBHN000012218-265	2024-02-28	2/28/2024 Email from Regina West to herself with February 2024 QIPSC Powerpoint Presentation and attached Presentation	R T PK F	May	
DX-831	PBHN000012324-382	2024-02-13	2/13/2024 Email from Regina West to Ricardo Ramirez with Attached Quality Call Powerpoint Presentation	R T PK F	May	
DX-832	PBHN000012642-12694	2024-02-29	2-29-2024 Email from Regina West to Alice Genese and Julie Emery with Subject: Februray QIPSC Documents for MC & BOD Approval with attachments	R T PK F	May	

DX-833	PBHN000015474	2025-03-31	3.31.2025 Email from Amy Buzzelli to Regina West RE: AHCA has arrived to West Boca	R T PK F	Yes	
DX900	OTHER DOCUMENTS					
DX-900	4/22/2022	2022-04-22	Palm Beach Post Article: Competition drives Tenet's renewed focus (McCauley Dep. Ex. 2)	R T H	Yes	
DX-901	UCDAVISTLG0000046-047	2024-02-14	2/14/2024 Email from Suzanne Heller to Michael Condryn RE: Leapfrog	R T/M H PK F	May	
DX-902	PBHN000015698-699	2024-03-25	2024.03.25 Letter from 1199 SEIU to K. Jennings at SMMC	R T H PK F	May	
DX-903	PBHN000015310-311	2024-04-10	2024.04.10 Union Letter.pdf	R T H PK F	May	
DX-905	PBHN000002455-475	2024-08-03	2024-08-03 Article written by Alexandra Clough from the Palm Beach Post about health care companies clamoring for space, patients in South Florida	H	Yes	
DX-906	PBHN000002593-597	2024-08-08	2024-08-08 Article written by Alexandra Clough from the Palm Beach Post on when the rich came to Palm Beach County, health care followed	R T H PK F	Yes	
DX-907	BocaNewsNow_000001-004	2024-08-12	2025-08-12 Boca News Now Subpoena Response: Metrodesk Media, LLC	R T H PK F	Yes	
DX-908	PBHN000015297-302	2024-10-01	Trended Inpatient Market Share in Palm Beach Service Area	H PK F (X)	Yes	
DX-909	PBHN000010766	2024-12-01	Nov 2024 Media Summary Report_PBGMC.pdf	Other (Completeness: include family)	May	
DX-910	PBHN000009140	2024-12-13	12/13/2024 Email from Lisa Cook to Amanda Blanchard RE: Facebook Comments	None	Yes	
DX-911	PBHN000010765	2025-01-01	Dec 2024 Media Summary Report_PBGMC.pdf	Other (Completeness: include family)	May	
DX-912	PBHN000009035-036	2025-03-06	CEO Questions_gill.docx	R T H PK F	Yes	
DX-913	PBHN000013334-354	2025-04-11	Press Ganey 2025 Patient Experience Overview.pptx	R T H PK F	Yes	
DX-914	PBHN000017977-979	2025-04-30	Tenet - Press Release_4.30.25_updated.docx	None	Yes	

DX-915	SCALE000001-003	2025-04-30	4/30/2025 Email from Ben Shapiro to Jane Musgrave at Palm Beach Post with subject: PBHN Hospitals File Legal Complaint Against the Leapfrog Group attachment	R T/M PK F	Yes	
DX-916	PBHN000008053-059	2025-06-27	PBHN000008053 (Delray Medical Center Complaint and Grievance Report)	R T H PK F	May	
DX-917	PBHN000008984	2025-07-22	7/22/2025 Email from Kathleen Catli to Emily De Jonge and Lisa Cook with subject: Google review: West Boca Medical Center [#101819]	R T/C H PK F	Yes	
DX-918	UCDAVISTLG0000260-261	2025-09-03	9/3/2025 Email from Michael Condryn to Lisa Food RE: Leapfrog	R T/M H PK F	May	
DX-919	PBHN000014904-14935; PBHN000014963-15008; PBHN000015049-15089; PBHN000015128-15167; PBHN000015206-15246		Tenet Palm Beach Market Brand Health Q1 '24-Q1 '25 Group Exhibit	R M H PK F	Yes	
DX-920	PBHN000015283-294		Palm Beach Health Network Brand Rollout	None	Yes	
DX-921	PBHN000015312		Palm Beach Commercial MS v2 Trilliant.xlsx	H PK F	yes	
DX-922	PBHN000015313		Palm Beach IP Market Share v2Sent.xlsx	R T H PK F	Yes	
DX-923	PBHN000015610-652		Tenet Palm Beach Market Q2'25 Brand Health.pptx	R M H PK F	Yes	
DX-924	PBHN000017869-873		PBHN 2023 Media Plan Q1 and Q2.docx	R T PK F	May	
DX-925	PBHN000017874-879		PBHN 2023 Media Plan Q3 and Q4.docx	R T PK F	May	
DX-926	2024 Excel		SEIU 1199 Subpoena Response: Copy of Tenet ADO Report 2024.xlsx	R T H PK F	May	
DX-927	2025 Excel		SEIU 1199 Subpoena Response: Copy of Tenet ADO Report 2025.xlsx	R T H PK F	May	

DX-928	LEAPFROG01338070		2025-04-29 Email from Galvin to Binder re Saum Sutaria	R T I (408) H PK F	May	
DX-929	<u>N/A</u>	2025-05-02	Mary Beth Maloney Interviewed by WPEC-TV About PBHN Lawsuit, https://mms.tveyes.com/MediaCenterPlayer.aspx?u=aHR0cDovL211ZGhY2VudGVyLnR2ZXIleY5jb20vZG93bmxvYWFnYXRld2F5LmFzcHg%2FVXNlcklEPTEyMzYxNjkmTURJRD0yMzUzNDUxNCZNRFNIZWQ9MzMxJR5cGU9TWVkaWE%3D	R T C H PK F BER	Yes	
DX-930	PBHN000016823	2025-05-12	5.12.25 Email from Andrew Lofholm to Shelly Weiss, Maggie Gill, Sherri Montgomery, Plaintiff CEOs, and other Tenet Employees RE: PBHN Leapfrog Lawsuit Coverage	R H T C	Yes	

Schedule C

The Parties' List of Joint Exhibits

Joint Exhibit List			
Exhibit No.	Bates	Date	Document Description
JX-001.0	LEAPFROG3088977 - LEAPFROG3089003	9/20/2011	Board Update: Progress on Safety Score
JX-001.1	LEAPFROG3088977 - LEAPFROG3089003	9/20/2011	Board Update: Progress on Safety Score
JX-002.0	ARMSTRONG_0018876 - ARMSTRONG_0018877	4/12/2019	Email from Matt Austin to self re: Notes for Today's Call with Patrick Romano
JX-002.1	ARMSTRONG_0018876 - ARMSTRONG_0018877	4/12/2019	Email from Matt Austin to himself re: Notes for Today's Call with Patrick Romano
JX-003.0	LEAPFROG01991528 - LEAPFROG01991537	3/16/2021	Email from Missy Danforth to Sara Singer, et al. re: Update on Leapfrog Hospital Safety Grade New Imputation Approach
JX-003.1	LEAPFROG01991528 - LEAPFROG01991537	3/16/2021	Email from Missy Danforth to Sara Singer, et al. re: Update on Leapfrog Hospital Safety Grade New Imputation Approach
JX-003.2	LEAPFROG01991528 - LEAPFROG01991537	3/16/2021	Email from Missy Danforth to Sara Singer, et al. re: Update on Leapfrog Hospital Safety Grade New Imputation Approach
JX-004.0	LEAPFROG01918816 - LEAPFROG01918821	9/2/2021	Email from Missy Danforth to Matt Austin, Andrew Card, and Emma Domico re: HSG Expert Panel Call Agenda
JX-004.1	LEAPFROG01918816 - LEAPFROG01918821	9/2/2021	Email from Missy Danforth to Matt Austin, Andrew Card, and Emma Domico re: HSG Expert Panel Call Agenda
JX-004.2	LEAPFROG01918816 - LEAPFROG01918821	9/2/2021	Email from Missy Danforth to Matt Austin, Andrew Card, and Emma Domico re: HSG Expert Panel Call Agenda
JX-005.0	LEAPFROG01895141 - LEAPFROG01895145	11/30/2021	Email from Emma Domico to Arnold Milstein, Peter Pronovost, et al. re: Leapfrog HSG Expert Panel Follow-Up
JX-006.0	LEAPFROG01897128 - LEAPFROG01897135	8/23/2022	Email from Leah Binder to Missy Danforth re: Final changes to fall 2022 Safety Grade Methodology with responses to public comments; attaching edits to responses to public comment

Joint Exhibit List			
Exhibit No.	Bates	Date	Document Description
JX-006.1	LEAPFROG01897128 - LEAPFROG01897129	8/23/2022	Email from Leah Binder to Missy Danforth re: Final changes to fall 2022 Safety Grade Methodology with responses to public comments
JX-006.2	LEAPFROG01897130 - LEARAPFROG01897135	N/A	Final Updates to the Leapfrog Hospital Safety Grade Methodology for Fall 2022 with redline revisions and comments
JX-007.0	LEAPFROG00297580 - LEAPFROG00297581	2/26/2024	Email from Missy Danforth to Ratings Team re: Imputation Model for Fall 2024 Safety Grades
JX-007.1	LEAPFROG00297580 - LEAPFROG00297580	2/26/2024	Email from Missy Danforth to Ratings Team re: Imputation Model for Fall 2024 safety Grades
JX-008.0	PBHN000017983 - PBHN000018047	4/12/2024	Certified transcript of recording of April 12, 2024 Leapfrog Hospital Safety Grade Expert Panel Meeting
JX-008.1	N/A - N/A	4/12/2024	Certified transcript of recording of April 12, 2024 Leapfrog Hospital Safety Grade Expert Panel Meeting
JX-008.2	N/A - N/A	4/12/2024	Certified transcript of recording of April 12, 2024 Leapfrog Hospital Safety Grade Expert Panel Meeting
JX-009.0	LEAPFROG01074781 - LEAPFROG01074784	4/12/2024	Email from Alexandra Campione to Matt Austin, Missy Danforth, Preeti Joshi re: SG Panel Agenda Planning
JX-009.1	LEAPFROG01074781 - LEAPFROG01074784	4/12/2024	Email from Alexandra Campione to Matt Austin, Missy Danforth, Preeti Joshi re: SG Panel Agenda Planning
JX-010.0	LEAPFROG00437361 - LEAPFROG00437379	4/12/2024	Appointment invite from Matt Austin to Arnold Milstein, Peter Provost, Sara Singer, et al. re: Leapfrog Hospital Safety Grade Expert Panel Call
JX-010.1	LEAPFROG00437361; LEAPFROG00437363 - LEAPFROG00437379	4/12/2024	Appointment invite from Matt Austin to Arnold Milstein, Peter Pronovost, Sara Singer, et al. re: Leapfrog Hospital Safety Grade Expert Panel Call

Joint Exhibit List			
Exhibit No.	Bates	Date	Document Description
JX-010.2	LEAPFROG00437361; LEAPFROG00437363 - LEAPFROG00437379	4/12/2024	Appointment invite from Matt Austin to Arnold Milstein, Peter Pronovost, Sara Singer, et al. re: Leapfrog Hospital Safety Grade Expert Panel Call
JX-010.3	LEAPFROG00437361; LEAPFROG00437363 - LEAPFROG00437379	4/12/2024	Appointment invite from Matt Austin to Arnold Milstein, Peter Pronovost, Sara Singer, et al. re: Leapfrog Hospital Safety Grade Expert Panel Call
JX-010.4	LEAPFROG00437361; LEAPFROG00437363 - LEAPFROG00437379	4/12/2024	Appointment invite from Matt Austin to Arnold Milstein, Peter Pronovost, Sara Singer, et al. re: Leapfrog Hospital Safety Grade Expert Panel Call
JX-010.5	LEAPFROG00437361; LEAPFROG00437363 - LEAPFROG00437379	4/12/2024	Appointment invite from Matt Austin to Arnold Milstein, Peter Pronovost, Sara Singer, et al. re: Leapfrog Hospital Safety Grade Expert Panel Call
JX-011.0	LEAPFROG00139558 - LEAPFROG00139561	4/12/2024	Messages between Missy Danforth and Alexandra Campione
JX-011.1	LEAPFROG00139558 - LEAPFROG00139561	4/12/2024	Slack messages between Missy Danforth and Alexandra Campione
JX-011.2	LEAPFROG00139558 - LEAPFROG00139561	4/12/2024	Messages between Missy Danforth and Alexandra Campione
JX-012.0	ARMSTRONG_0017395 - ARMSTRONG_0017395	4/12/2024	Email from Matt Austin to self re: notes from hgs expert panel meeting
JX-012.1	ARMSTRONG_0017395 - ARMSTRONG_0017395	4/12/2024	Email from Matt Austin to himself re: notes from hgs expert panel meeting
JX-013.0	ARMSTRONG_0014643 - ARMSTRONG_0014645	4/16/2024	Email from Preeti Joshi to Matt Austin re: Leapfrog HSG Expert Panel Meeting Notes
JX-013.1	ARMSTRONG_0014643 - ARMSTRONG_0014645	4/16/2024	Email from Preeti Joshi to Matt Austin re: Leapfrog HSG Expert Panel Meeting Notes
JX-014.0	LEAPFROG00036140 - LEAPFROG00036171	4/18/2024	Please update CCN #102552
JX-014.1	LEAPFROG00036143 - LEAPFROG00036171	4/22/2024	Leapfrog Deck: Scoring Methodology, Spring 2024 Safety Guide

Joint Exhibit List			
Exhibit No.	Bates	Date	Document Description
JX-015.0	LEAPFROG00233894 - LEAPFROG00233895	4/22/2024	Appointment invite from Alexandra Campione to Missy Danforth, Matt Austin, Preeti Joshi, and Leah Binder re: Safety Grade Imputation Changes
JX-015.1	LEAPFROG00233894 - LEAPFROG00233895	4/22/2024	Appointment invite from Alexandra Campione to Missy Danforth, Matt Austin, Preeti Joshi, and Leah Binder re: Safety Grade Imputation Changes
JX-016.0	LEAPFROG00228328 - LEAPFROG00228332	4/22/2024	Email from Matt Austin to Alexandra Campione, Missy Danforth, Preeti Joshi re: Imputation Changes
JX-016.1	LEAPFROG00228328 - LEAPFROG00228332	4/22/2024	Email from Matt Austin to Alexandra Campione, Missy Danforth, Preeti Joshi re: Imputation Changes
JX-016.2	LEAPFROG00228328 - LEAPFROG00228332	4/22/2024	Email from Matt Austin to Alexandra Campione, Missy Danforth, Preeti Joshi re: Imputation Changes
JX-018.0	LEAPFROG00220682 - LEAPFROG00220686	4/25/2024	Email from Missy Danforth to Matt Austin, Alexandra Campione, and Preeti Joshi re: Step 2 Imputation Scores
JX-018.1	LEAPFROG00220682 - LEAPFROG00220686	4/25/2024	Email from Missy Danforth to Matt Austin, Alexandra Campione, and Preeti Joshi re: Step 2 Imputation Scores
JX-018.2	LEAPFROG00220682 - LEAPFROG00220686	4/25/2024	Email from Missy Danforth to Matt Austin, Alexandra Campione, and Preeti Joshi re: Step 2 Imputation Scores
JX-019.0	LEAPFROG00198275 - LEAPFROG00198277	5/14/2024	Email from Patrick Romano to Matt Austin re: Leapfrog: Proposed Text for Imputation Change
JX-019.1	LEAPFROG00198277 - LEAPFROG00198277	5/14/2024	Email from Patrick Romano to Matt Austin re: Leapfrog: Proposed Text for Imputation Change

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Exhibit No.	Bates	Date	Document Description
JX-019.2	LEAPFROG00198275 - LEAPFROG00198276	5/14/2024	Email from Patrick Romano to Matt Austin re: Leapfrog: Proposed Text for Imputation Change
JX-020.0	ARMSTRONG_0016473 - ARMSTRONG_0016475	5/14/2024	Email from Matt Austin to Preeti Joshi re: Leapfrog HSG Expert Panel Meeting Notes
JX-020.1	ARMSTRONG_0016473 - ARMSTRONG_0016475	5/14/2024	Email from Matt Austin to Preeti Joshi re: Leapfrog HSG Expert Panel Meeting Notes
JX-021.0	LEAPFROG00202258 - LEAPFROG00202260	5/14/2024	Email from Peter Pronovost to Matt Austin re: Leapfrog: Proposed Text for Imputation Change
JX-021.1	LEAPFROG00202258 - LEAPFROG00202260	5/14/2024	Email from Peter Pronovost to Matt Austin, Missy Danforth, and Alexandra Campione re: Leapfrog: Proposed Text for Imputation Change
JX-022.0	LEAPFROG01081490 - LEAPFROG01081491	5/15/2024	Email from Alexandra Campione to Patrick Romano re: Leapfrog: Proposed Text for Imputation Change
JX-022.1	LEAPFROG01081490 - LEAPFROG01081491	5/15/2024	Email from Alexandra Campione to Patrick Romano re: Leapfrog: Proposed Text for Imputation Change
JX-022.2	LEAPFROG01081490 - LEAPFROG01081491	5/15/2024	Email from Alexandra Campione to Patrick Romano re: Leapfrog: Proposed Text for Imputation Change
JX-022.3	LEAPFROG01081490 - LEAPFROG01081491	5/15/2024	Email from Alexandra Campione to Patrick Romano re: Leapfrog: Proposed Text for Imputation Change
JX-023.0	LEAPFROG00258530 - LEAPFROG00258533	5/15/2024	Email from Preeti Joshi to Arnold Milstein, et al. re: Meeting Notes: Leapfrog Hospital Safety Grade Expert Panel Call
JX-023.1	LEAPFROG00258532 - LEAPFROG00258533	5/15/2024	Leapfrog Hospital Safety Grade Expert Panel Meeting Notes 041224.docx

Joint Exhibit List			
Exhibit No.	Bates	Date	Document Description
JX-024.0	LEAPFROG00209811 - LEAPFROG00209817	5/17/2024	Email from Leah Binder to Alexandra Campione re: FOR REVIEW: Final Safety Grade Changes
JX-024.1	LEAPFROG00209811 - LEAPFROG00209817	5/17/2024	Email from Leah Binder to Alexandra Campione re: FOR REVIEW: Final Safety Grade Changes
JX-024.2	LEAPFROG00209811 - LEAPFROG00209817	5/17/2024	Email from Leah Binder to Alexandra Campione re: FOR REVIEW: Final Safety Grade Changes
JX-024.3	LEAPFROG00209811 - LEAPFROG00209817	5/17/2024	Email from Leah Binder to Alexandra Campione re: FOR REVIEW: Final Safety Grade Changes
JX-024.4	LEAPFROG00209811 - LEAPFROG00209817	5/17/2024	Email from Leah Binder to Alexandra Campione re: FOR REVIEW: Final Safety Grade Changes
JX-025.0	LEAPFROG00602404 - LEAPFROG00602406	5/20/2024	Email from Matt Austin to Missy Danforth re: FOR REVIEW: Final Safety Grade Changes
JX-025.1	LEAPFROG00602404 - LEAPFROG00602406	5/20/2024	Email from Matt Austin to Missy Danforth re: FOR REVIEW: Final Safety Grade Changes
JX-025.2	LEAPFROG00602404 - LEAPFROG00602406; LEAPFROG01080626 - LEAPFROG01080628	5/20/2024	Email from Matt Austin to Missy Danforth re: FOR REVIEW: Final Safety Grade Changes
JX-025.3	LEAPFROG00602404 - LEAPFROG00602406	5/20/2024	Email from Matt Austin to Missy Danforth re: FOR REVIEW: Final Safety Grade Changes
JX-026.0	LEAPFROG00439030 - LEAPFROG00439031	5/21/2024	Email from Leapfrog Help Desk to Alexandra Campione re: 103566
JX-026.1	LEAPFROG00439030 - LEAPFROG00439031	5/21/2024	Email from Leapfrog Help Desk to Alexandra Campione re: 103566
JX-026.2	LEAPFROG00439030 - LEAPFROG00439031	5/21/2024	Email from Leapfrog Help Desk to Alexandra Campione re: 103566
JX-026.3	LEAPFROG00439030 - LEAPFROG00439031	5/21/2024	Email from Leapfrog Help Desk to Alexandra Campione re: 103566

Joint Exhibit List			
Exhibit No.	Bates	Date	Document Description
JX-027.0	LEAPFROG00205986 - LEAPFROG00205990	5/23/2024	Email from Missy Danforth to Alexandra Campione re: Meeting Notes: Leapfrog Hospital Safety Grade Expert Panel Call
JX-027.1	LEAPFROG00205986 - LEAPFROG00205990	5/23/2024	Email from Missy Danforth to Alexandra Campione re: Meeting Notes: Leapfrog Hospital Safety Grade Expert Panel Call
JX-027.2	LEAPFROG00205986 - LEAPFROG00205990	5/23/2024	Email from Missy Danforth to Alexandra Campione re: Meeting Notes: Leapfrog Hospital Safety Grade Expert Panel Call
JX-028.0	LEAPFROG00044934 - LEAPFROG00044935	6/6/2024	Planned Updates to the Leapfrog Hospital Safety Grade Methodology for Fall 2024 #104036
JX-028.1	LEAPFROG00044934 - LEAPFROG00044935	6/6/2024	Planned Updates to the Leapfrog Hospital Safety Grade Methodology for Fall 2024 #104036
JX-028.2	LEAPFROG00044934 - LEAPFROG00044935	6/6/2024	Planned Updates to the Leapfrog Hospital Safety Grade Methodology for Fall 2024 #104036
JX-028.3	LEAPFROG00044934 - LEAPFROG00044935	6/6/2024	Planned Updates to the Leapfrog Hospital Safety Grade Methodology for Fall 2024 #104036
JX-029.0	LEAPFROG00044966 - LEAPFROG00044967	6/7/2024	Imputation Model Updates #104051
JX-029.1	LEAPFROG00044966 - LEAPFROG00044967	6/7/2024	Imputation Model #104051
JX-029.2	LEAPFROG00044966 - LEAPFROG00044967	6/7/2024	Imputation Model #104051
JX-030.0	LEAPFROG00045043 - LEAPFROG00045044	6/8/2024	Proposed Fall 2024 Imputation Method #104088
JX-030.1	LEAPFROG00045043 - LEAPFROG00045044	6/8/2024	Proposed Fall 2024 Imputation Method #104088
JX-030.2	LEAPFROG00045043 - LEAPFROG00045044	6/8/2024	Proposed Fall 2024 Imputation Method #104088
JX-031.0	LEAPFROG00427863 - LEAPFROG00427868	6/18/2024	Email from Paulina Litter to Alexandra Campione re: New imputation denotation

Joint Exhibit List			
Exhibit No.	Bates	Date	Document Description
JX-031.1	LEAPFROG00427863 - LEAPFROG00427868	6/18/2024	New imputation denotation
JX-031.2	LEAPFROG00427863 - LEAPFROG00427868	6/18/2024	New imputation denotation
JX-031.3	LEAPFROG00427863 - LEAPFROG00427868	6/18/2024	New imputation denotation
JX-032.0	LEAPFROG00178623 - LEAPFROG00178633	6/24/2024	Email from Alexandra Campione to Missy Danforth re: Final Fall 2024 Methodology Changes- public comments draft
JX-032.1	LEAPFROG00178623 - LEAPFROG00178633	6/24/2024	Email from Alexandra Campione to Missy Danforth re: Final Fall 2024 Methodology Changes- public comments draft
JX-032.2	LEAPFROG00178623 - LEAPFROG00178633	6/24/2024	Email from Alexandra Campione to Missy Danforth re: Final Fall 2024 Methodology Changes- public comments draft
JX-033.0	LEAPFROG00261719 - LEAPFROG00261727	6/26/2024	Email from Matt Austin to Arnold Milstein, et al. re: Final Updates to the Leapfrog Hospital Safety Grade Methodology for Fall 2024
JX-033.1	LEAPFROG00261719 - LEAPFROG00261727	6/26/2024	Email from Matt Austin to Arnold Milstein, et al. re: Final Updates to the Leapfrog Hospital Safety Grade Methodology for Fall 2024
JX-033.2	LEAPFROG00261719 - LEAPFROG00261727	6/26/2024	Email from Matt Austin to Arnold Milstein, et al. re: Final Updates to the Leapfrog Hospital Safety Grade Methodology for Fall 2024
JX-034.0	PBHN000003044 - PBHN000003069	11/4/2024	Leapfrog Hospital Safety Grade Scoring Methodology, Fall 2024 Safety Grade
JX-035.0	PBHN000004560 - PBHN000004561	11/4/2024	Email from Ricardo Ramirez to Cynthia McCauley re: Leapfrog Letter Grades
JX-036.0	PBHN000002072 - PBHN000002075	11/4/2024	Email from Stehphany Johnson to Heather Havericak and Jennifer Shoemaker re: Leapfrog Score Update
JX-038.0	PBHN000005169 - PBHN000005175	12/10/2024	Email from Sheri Montgomery to Patrick Franklin and Dennis Grady re: How scary is THIS?

Joint Exhibit List			
Exhibit No.	Bates	Date	Document Description
JX-039.0	PBHN000004823 - PBHN000004886	12/11/2024	Email from Heather Havericak to Jennifer Shoemaker and Nicole Jackson re: leapfrog standards
JX-040.0	PBHN000004565 - PBHN000004566	12/13/2024	Email from Maggie Gill to Cynthia McCauley, et al. re: Leapfrog
JX-041.0	LEAPFROG00217506 - LEAPFROG00217539	4/17/2025	Email from Alexandra Campione to M. Danforth, et al with subject "Staged Spring 2025 Safety Grade Data Platform Update"
JX-041.1	LEAPFROG00217511 - LEAPFROG00217539	4/21/2025	Scoring Methodology, Spring 2025 Safety Grade
JX-041.2	LEAPFROG00217511 - LEAPFROG00217539	4/21/2025	Scoring Methodology, Spring 2025 Safety Grade
JX-041.3	LEAPFROG00217511 - LEAPFROG00217532; LEAPFROG00217537- LEAPFROG00217539	4/21/2025	Scoring Methodology, Spring 2025 Safety Grade
JX-041.4	PBHN000003012 - PBHN000003040	4/21/2025	Scoring Methodology, Spring 2025 Safety Grade
JX-041.5	N/A - N/A	4/21/2025	Scoring Methodology, Spring 2025 Safety Grade
JX-042.0	PBHN000002651 - PBHN000003003	5/2/2025	Leapfrog Hospital Survey Hard Copy: Questions & Reporting Periods, Endnotes, Measure Specifications, FAQs
JX-043.0	N/A - N/A	5/7/2025	Palm Beach Health Network, Key Indicators, FY 2024 and YTD March 2025
JX-044.1	ARMSTRONG_0003576 - ARMSTRONG_0003579	6/14/2017	Leapfrog Hospital Safety Grade Expert Panel In-Person Meeting Agenda
JX-044.2	ARMSTRONG_0003576 - ARMSTRONG_0003579	6/14/2017	Leapfrog Hospital Safety Grade Expert Panel In-Person Meeting Agenda
JX-044.3	ARMSTRONG_0003576 - ARMSTRONG_0003579	6/14/2017	Leapfrog Hospital Safety Grade Expert Panel In-Person Meeting Agenda
JX-045.0	PBHN000002455 - PBHN000002475	8/6/2025	Health care companies clamor for space, patients in South Florida.pdf
JX-046.0	N/A - N/A	9/3/2025	Defendant The Leapfrog Group's Answer to Plaintiffs' Amended Complaint (Dkt. 75)

Joint Exhibit List			
Exhibit No.	Bates	Date	Document Description
JX-047.0	ROMANO000270 - ROMANO000270	N/A	Redline revisions to proposed changes on The Leapfrog Group
JX-047.1	ROMANO0000039 - ROMANO0000039	N/A	Redline revisions to proposed changes (Romano Dep. Ex. No. 15)

Schedule D

The Community Hospitals' List of Trial Witnesses

THE COMMUNITY HOSPITALS' LIST OF TRIAL WITNESSES

The Community Hospitals respectfully submit the following list of trial witnesses, pursuant to Paragraph 3 of the Court's Scheduling Order (D.E. 36), S.D. Fla. L.R. 16.1(e), and Fed. R. Civ. P. 26(a)(3)(A)(i). The Community Hospitals reserve the right to amend or supplement this witness list and to call additional witnesses in rebuttal. The Community Hospitals reserve the right to call any witness listed on Defendant's witness list, including but not limited to if Defendant ultimately declines to call any such witness.

	Name	Address	Expect to Call*	May Call**	Expert
1.	Austin, Matt	c/o Zuckerman Spaeder LLP 100 East Pratt St., Ste. 2440 Baltimore, MD 21202-1031	X***		
2.	Bailey, Lauren	c/o Wilson Elser Moskowitz Edelman & Dicker LLP 161 N. Clark, Ste. 4500 Chicago, IL 60601	X		
3.	Banerjee, Kush	c/o Wilson Elser Moskowitz Edelman & Dicker LLP 161 N. Clark, Ste. 4500 Chicago, IL 60601	X		
4.	Berger, Jonah	c/o Gibson Dunn 200 Park Avenue New York, NY 10166	X		X
5.	Binder, Leah	c/o Wilson Elser Moskowitz Edelman & Dicker LLP 161 N. Clark, Ste. 4500 Chicago, IL 60601	X		
6.	Campione, Alexandra	c/o Wilson Elser Moskowitz Edelman & Dicker LLP 161 N. Clark, Ste. 4500 Chicago, IL 60601	X		
7.	Cazares, Erik	c/o Gibson Dunn 200 Park Avenue New York, NY 10166	X		
8.	Chakurda, Thomas	c/o Gibson Dunn 200 Park Avenue New York, NY 10166	X		X
9.	Danforth, Missy	c/o Wilson Elser Moskowitz Edelman & Dicker LLP 161 N. Clark, Ste. 4500 Chicago, IL 60601	X		
10.	Hanlon, Jerad	c/o Gibson Dunn 200 Park Avenue New York, NY 10166	X		

11.	Havericak, Heather	c/o Gibson Dunn 200 Park Avenue New York, NY 10166	X		
12.	Jupiter, Karen	c/o Wilson Elser Moskowitz Edelman & Dicker LLP 161 N. Clark, Ste. 4500 Chicago, IL 60601	X		
13.	McCauley, Cynthia	c/o Gibson Dunn 200 Park Avenue New York, NY 10166	X		
14.	Montgomery, Sheri	c/o Gibson Dunn 200 Park Avenue New York, NY 10166	X		
15.	Nicholson, Sean	c/o Gibson Dunn 200 Park Avenue New York, NY 10166	X		X
16.	Romano, Patrick	c/o Wilson Elser Moskowitz Edelman & Dicker LLP 161 N. Clark, Ste. 4500 Chicago, IL 60601	X		
17.	Van Caulil, Karen	c/o Wilson Elser Moskowitz Edelman & Dicker LLP 161 N. Clark, Ste. 4500 Chicago, IL 60601	X***		
18.	Attendee of August 4 or August 5, 2025 Google Analytics Inspection to Authenticate Google Analytics Data	c/o Gibson Dunn 200 Park Avenue New York, NY 10166		X ¹	

* Witnesses designated with an X in the “Expect to Call” column are those witnesses “whom the party expects to present.” S.D. Fla. Loc. R. 16.1(e)(10).

** Witnesses designated with an X in the “May Call” column are those witnesses “whom the party may call if the need arises.” S.D. Fla. Loc. R. 16.1(e)(10).

*** Witnesses “whose testimony is expected to be presented by means of deposition.” S.D. Fla. Loc. R. 16.1(e)(10).

¹ The Leapfrog Group objects to the Community Hospitals listing an attendee of the August 4 or August 5, 2025 Google Analytics Inspections as a witness as being unnecessary and untimely.

Schedule E

The Leapfrog Group's List of Trial Witnesses

THE LEAPFROG GROUP'S LIST OF TRIAL WITNESSES

The Leapfrog Group respectfully submits the following list of trial witnesses, pursuant to Paragraph 3 of the Court's Scheduling Order (Dkt. No. 36), S.D. Fla. L.R. 16.1(e), and Fed. R. Civ. P. 26(a)(3)(A)(i).

	Name	Address	Expect to Call*	May Call**	Expert
1.	Austin, Matt (Third-Party)	c/o Zuckerman Spaeder LLP 100 East Pratt St., Ste. 2440 Baltimore, MD 21202-1031	X***		
2.	Bailey, Lauren (Leapfrog)	c/o Wilson Elser Moskowitz Edelman & Dicker LLP 161 N. Clark, Ste. 4500 Chicago, IL 60601		X	
3.	Banerjee, Kush (Leapfrog)	c/o Wilson Elser Moskowitz Edelman & Dicker LLP 161 N. Clark, Ste. 4500 Chicago, IL 60601		X	
4.	Binder, Leah (Leapfrog's 30(b)(6))	c/o Wilson Elser Moskowitz Edelman & Dicker LLP 161 N. Clark, Ste. 4500 Chicago, IL 60601	X		
5.	Campione, Alexandra (Leapfrog)	c/o Wilson Elser Moskowitz Edelman & Dicker LLP 161 N. Clark, Ste. 4500 Chicago, IL 60601		X	
6.	Cazares, Erik (Palm Beach Gardens' 30(b)(6))	c/o Gibson Dunn 200 Park Avenue New York, NY 10166		X	
7.	West, Regina (PBHN and SMMC Director of Quality)	c/o Gibson Dunn 200 Park Avenue New York, NY 10166	X***		
8.	Danforth, Missy (Leapfrog's 30(b)(6))	c/o Wilson Elser Moskowitz Edelman & Dicker LLP 161 N. Clark, Ste. 4500 Chicago, IL 60601	X		
9.	Jupiter, Karen (Leapfrog)	c/o Wilson Elser Moskowitz Edelman & Dicker LLP 161 N. Clark, Ste. 4500 Chicago, IL 60601		X	
10.	Zambrana, Isis (Third-Party)	1611 N.W. 12th Avenue Miami, FL, 33136	X ¹		

¹ The Community Hospitals object to Isis Zambrana as a witness as being untimely disclosed.

11.	Hanlon, Jerad (West Boca's 30(b)(6))	c/o Gibson Dunn 200 Park Avenue New York, NY 10166		X	
12.	Havericak, Heather (Delray's 30(b)(6))	c/o Gibson Dunn 200 Park Avenue New York, NY 10166		X	
13.	McCauley, Cynthia (St. Marys' 30(b)(6))	c/o Gibson Dunn 200 Park Avenue New York, NY 10166		X	
14.	Montgomery, Sheri (Good Samaritan's 30(b)(6))	c/o Gibson Dunn 200 Park Avenue New York, NY 10166		X	
15.	Romano, Patrick (Third-Party)	c/o Wilson Elser Moskowitz Edelman & Dicker LLP 161 N. Clark, Ste. 4500 Chicago, IL 60601	X		
16.	Dr. Anthony Harris	c/o Wilson Elser Moskowitz Edelman & Dicker LLP 161 N. Clark, Ste. 4500 Chicago, IL 60601	X		X
17.	Mark Rule	c/o Wilson Elser Moskowitz Edelman & Dicker LLP 161 N. Clark, Ste. 4500 Chicago, IL 60601	X		X
18.	Dr. Farrokh Farrokhi	c/o Wilson Elser Moskowitz Edelman & Dicker LLP 161 N. Clark, Ste. 4500 Chicago, IL 60601	X		X
19.	Michael Vredenburg	c/o Wilson Elser Moskowitz Edelman & Dicker LLP 161 N. Clark, Ste. 4500 Chicago, IL 60601	X		X

* Witnesses designated with an X in the "Expect to Call" column are those witnesses "whom the party expects to present." S.D. Fla. Loc. R. 16.1(e)(10).

** Witnesses designated with an X in the "May Call" column are those witnesses "whom the party may call if the need arises." S.D. Fla. Loc. R. 16.1(e)(10).

*** Witnesses "whose testimony is expected to be presented by means of deposition." S.D. Fla. Loc. R. 16.1(e)(10).