

December 15, 2023

**VIA EMAIL**

Jenny Grunditz  
Policy Advisor  
Health and Policy Analytics Division  
Oregon Health Authority  
421 SW Oak Street  
Portland, OR 97204  
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Re: Kroger/Albertsons - Supplemental Information Requests Issued to Kroger on September 12, 2023

Dear Jenny:

We write with additional responses to the supplemental information requests issued by the Oregon Health Authority (“OHA”) to Kroger on September 12, 2023.

In further response to RFI #1, Kroger is providing an economic analysis related to Kroger’s divestiture proposal that Kroger’s outside economists at Compass Lexecon presented to the Federal Trade Commission (“FTC”) and a supplemental list of divestitures proposed to the FTC for discussion in November 2023 (KR-OHA-000000233 to KR-OHA-000000270). As you will see, one additional store in Oregon is included on that supplemental list.

In further response to RFI #3, Kroger is providing an economic analysis of the likely effects of the Kroger/Albertsons transaction on the pharmacy segment in Oregon conducted by Albertsons’ outside economists at Charles River Associates (KR-OHA-000000271).

In further response to RFI #7, Kroger is providing a white paper submitted to the FTC in December 2023 explaining why the Kroger/Albertsons transaction does not raise any competitive concerns related to the pharmacy segment (KR-OHA-000000295).

# Arnold & Porter

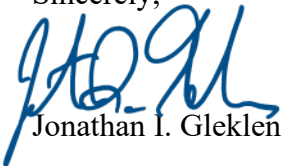
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This response does not contain confidential information. However, all of the documents identified in this response contain confidential business and financial information that qualifies as trade secrets, and I am enclosing a confidentiality log per ORS 415.501 and ORS 192.345(2).

Sincerely,



Jonathan I. Gleklen

Enclosures