

## Services & Industries

# Healthcare

## OVERVIEW

Evolving regulatory and market conditions have placed unique and complex demands on healthcare providers, hospitals, physicians and insurers. From delivery system changes resulting from the Affordable Care Act (ACA) and other initiatives to improve care while reducing costs, to regulatory scrutiny over data security and privacy, to the challenges of integrating clinical provider networks, Day Pitney's Healthcare lawyers have the critical skills to respond quickly to all of our clients' legal and regulatory obstacles.

Our clients trust us to identify, assess and address their legal and regulatory compliance risks in connection with Medicare and Medicaid regulations, the Stark Law, state anti-self-referral rules, federal and state anti-kickback laws, HIPAA and other federal and state privacy laws, and other regulatory situations. Upon detecting risks, we conduct internal investigations and work closely with our clients to evaluate and improve their compliance programs and internal controls.

Our team is proactive and practical in helping clients to develop strategies to deal with rapidly changing regulatory and market forces, increased competition, expanding medical technologies and managed care utilization controls. To assist clients formulate these strategies, we have an interdisciplinary team of healthcare lawyers with extensive background and experience in mergers and acquisitions, joint ventures, the formation of accountable care organizations (ACOs), business law, federal and state regulatory compliance, tax, labor, intellectual property and litigation.

Our healthcare clients include:

- Hospitals and medical staffs
- Health insurers
- Physician and other provider groups
- Ambulatory surgery centers (ASCs) and diagnostic imaging centers
- Managed care organizations
- ACOs and other clinically integrated networks

- Bundled payment program developers
- Healthcare industry investors and entrepreneurs
- Long term care facilities
- Home health agencies

We provide advice on:

- Corporate governance, structuring and restructuring
- Mergers, acquisitions and joint ventures
- Federal and state regulatory compliance – ACA, licensure matters and governmental investigations
- Privacy and security – HIPAA audits, training and compliance
- Managed care, ACO, and other network contracts
- Technology and vendor/supply chain contracts – hardware and software contracts
- Litigation – medical malpractice, vendor, employee claims, high-profile claims
- Labor, employment, employee benefits and ACA compliance issues
- Management, marketing, and other business arrangements

Our healthcare lawyers have recently advised clients on:

- Various merger and acquisition matters involving physician practices, ASCs, hospitals and assisted living facilities
- Helping HMOs to become licensed in Connecticut
- Obtaining a Medicaid licenses in New Jersey for a major health insurer
- Acting as the SEC-appointed monitor of a public hospital chain
- Providing advice for hospitals and physician groups on HIPAA compliance matters
- Litigating claims for hospitals, including defense of high profile and medical malpractice cases
- Sales to hospitals of physician group assets and ASC interests

## **INSIGHTS**

## **Does the Recent Supreme Court Decision On Mandatory Vaccines Apply to All Healthcare Providers?**

January 21, 2022

*Day Pitney Alert*

## **Is It Worth the Risk to Represent a Client Who Has Fired a Previous Attorney?**

June 22, 2020

Michael K. Furey authored article, "Is It Worth the Risk to Represent a Client Who Has Fired a Previous Attorney?," for the *New Jersey Law Journal*.

## **CMS Set to Release New COVID-19 Mandatory Reporting Requirements for Nursing Homes**

April 21, 2020

*Day Pitney Advisory*

## **Day Pitney's Healthtech Investor Forum**

November 6, 2019

Day Pitney LLP, together with PDB FutureCom International, hosted an invitation-only Healthtech Investor Forum for family offices and high net worth individuals interested in healthtech investing at the Boca Beach Club in Boca Raton, FL.

## **Starting Your Healthtech Company**

January 8, 2020

On January 8, David Waizer gave a presentation, "Starting Your Healthtech Company," to the Biomedical Entrepreneurship Network at Robert Wood Johnson Medical School – Rutgers.

## **NEWS**

### **No, Employees Aren't Legally Required to Report Positive COVID-19 Tests to Employers**

July 22, 2022

Day Pitney Advisory "HIPAA Considerations When An Employee Tests Positive for COVID-19," was featured on a syndicated *Verify This* TV segment.

### **Pandemic Fuels Physician Consolidation Trend, as CT Struggles to Retain Doctors**

March 14, 2022

Susan R. Huntington, partner and chair of Day Pitney's Healthcare practice, is featured in the Hartford Business Journal article, "Pandemic Fuels Physician Consolidation Trend, as CT Struggles to Retain Doctors."

### **Legal Limbo: Firms and Their Clients Scramble to Meet the Federal Vaccine Mandate**

February 1, 2022

Susan Huntington, partner and chair of Day Pitney's Healthcare Practice, was featured in the *ABA Journal* article, "Legal Limbo: Firms and Their Clients Scramble to Meet the Federal Vaccine Mandate."

#### **4 Big Trends In Connecticut's Legal Industry in 2021**

December 20, 2021

Healthcare practice chair and vice chair of Day Pitney's Corporate Department, Susan Huntington was featured in *Law360 Pulse* article, "4 Big Trends In Connecticut's Legal Industry in 2021."

#### **Day Pitney Health Care Partner On Military Past, Trends**

September 14, 2021

Healthcare Partner Mindy Tompkins was featured in a *Law360 Pulse* Q&A regarding her practice and decision to join Day Pitney.

## **CONTACTS**



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