



Health Care Litigation

At Burr & Forman, our team understands the intricacies of health care litigation and how it can affect our clients' businesses and the care they provide. Not only do our attorneys have a deep understanding of the many health care laws, they are also trial attorneys experienced in the courtroom. Our team handles a variety of litigation matters for clients in the industry, including qui tam/government investigations, general litigation, regulatory/administrative hearings, and certificate of need cases.

Government Investigations and Litigation

Our health care trial attorneys have handled qui tam and government investigations involving:

- Hospital billing
- Clinical laboratory billing
- Compounding pharmacies
- Toxicology laboratory personal services arrangements
- Incident to services
- Home health care certification and recertification
- Federal Trade Commission investigations
- Physician services and use of physician extenders and the proper level of supervision
- Corporations responding to Civil Investigative Demands (CID), search warrants and grand jury subpoenas
- Corporate employees subject to CIDs, search warrants and grand jury subpoenas
- Bundled payments
- Stark and Anti-kickback allegations

PROFESSIONALS

Richard J. Brockman
Kelli Carpenter Fleming
James A. Hoover
Forrest S. Latta
Gregory F. Lunny
John C. Morrow
Angie Cameron Smith
Robert V. Williams

RELATED AREAS

Bankruptcy Litigation
Commercial & Corporate Finance
Cybersecurity & Data Privacy
Government Investigations
Health Care Business, Governance & Transactional
Health Care Compliance
Immigration
Intellectual Property
Labor & Employment
Medical Malpractice
Professional Liability
Real Estate

RELATED INDUSTRIES

Health Care

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We represent health care providers with regard to general litigation issues including:

- Emergency Medical Treatment and Active Labor Act (EMTALA) violations
- Antitrust litigation
- Civil Investigative Demands (CID), search warrants and grand jury subpoenas
- Defending physicians, long term care facilities, nurses, and hospitals in medical malpractice litigation
- Medical staff credentialing and clinical privilege litigation
- Qui tam and false claims act lawsuits
- Representing health care providers as creditors against entities owing debts, including liquidating and restructuring work-outs and bankruptcies
- State and federal fraud and abuse litigation
- Contract and employment disputes
- Assisting health care providers as debtors with work-outs and restructuring of debts and capital structures, both in and out of bankruptcy court

Health Care Regulatory Litigation

Burr & Forman's health care team is experienced in dealing with regulatory litigation issues including:

- Physician, pharmacy, and other state licensure proceedings
- State & federal agency (Medicaid, FDA, DEA) actions including investigations, adverse decisions, and contested case proceedings
- State & federal fraud and abuse investigations
- Recovery Audit Contractors (RAC), Medicare and other third-party payor audits, hearings, and appeals
- Representing providers in contested cases, declaratory judgments, agency hearings and appeals as it relates to certificate of need

News

- American Health Care Association Appoints Angie Smith to Legal Committee
Firm News, 01.03.2024
- 58 Burr Attorneys Named to 2023 Mid-South Super Lawyers and Rising Stars List
Firm News, 11.28.2023
- Burr & Forman Earns National and Metro Rankings in 2024 Best Law Firms List
Firm News, 11.02.2023
- Burr's Forrest Latta Reappointed to the Alabama Supreme Court's Standing Committee for the Alabama Rules of Evidence
Firm News, 09.29.2023

Health Care Litigation

- Angie Cameron Smith Profiled Among Birmingham Business Journal's Best of the Bar Firm News, 04.19.2022

Publications

- Proposed Penalties for Information Blocking Violations
Articles / Publications, *Reprinted with permission from Birmingham Medical News*, 12.28.2023
- OIG Issues Favorable Advisory Opinion About Online Health Directories and Advertisements
Articles / Publications, *Birmingham Medical News* , 08.14.2023
- Hot Topics in Health Care July 2023
Article, 07.26.2023
- Do I Believe You? Scienter Standard in a FCA Case
Articles / Publications, 07.20.2023
- Potential HIPAA Changes Related to Reproductive Health on the Horizon
Articles / Publications, 06.06.2023