



## Healthcare Law

### Members

- John D. Fanburg
- Isabelle Bibet-Kalinyak
- Riza I. Dagli
- Lani M. Dornfeld
- Joseph M. Gorrell
- Carol Grelecki
- Keith J. Roberts
- Edward Hilzenrath
- Jonathan J. Walzman
- Edward J. Yun

### Counsel

- Colleen Buontempo
- Shannon Carroll
- Debra W. Levine
- Caroline J. Patterson

### Associates

- Lindsay P. Cambron
- Paul J. DeMartino, Jr.
- Susan E. Frankel
- Emily J. Harris
- James J. Ko
- Cynthia J. Liba
- Erika R. Marshall

### Paralegals

- Rosa M. Ferrey

## John D. Fanburg, Chair

**In today's complex and ever-changing healthcare environment, institutional and individual providers and healthcare businesses need trusted advisors who can help them negotiate the myriad legal and business issues that arise in the course of practicing medicine and operating health-related businesses.**

Brach Eichler pioneered the discipline of health law in New Jersey and has developed – and continues to cultivate – its reputation as a leader in health law representation.

Our deep bench of health law attorneys – 20 strong – represents individuals and entities from every corner of the healthcare industry, encompassing both for profit and non-profit entities. Our clients range from individual practitioners to large physician and dental groups, from hospitals and hospital systems to medical staff organizations, from physician specialty societies to healthcare trade associations, from long-term care facilities to home health and hospice agencies, and from substance use disorder treatment providers to other provider types and patients. Our attorneys also have significant experience with matters and regulations affecting ambulatory surgical centers, other outpatient facilities, and their owners.

Knowledgeable across a wide spectrum of issues, our attorneys deftly handle an array of healthcare

business, transactional, licensure, compliance, white collar criminal, and litigation matters.

We are actively involved in all developments affecting healthcare industry participants, and have strong relationships with public officials on both the state and national level. As such, we are able to effectively advocate on behalf of individual practitioners and healthcare facilities.

And as we help our clients adapt and respond to new economic and regulatory challenges, we tap and smoothly integrate other members of the Brach Eichler team in the areas of corporate tax, labor and employment, financial services, litigation, and real estate, among others.

The leading attorney ranking company, Chambers USA, cites clients who applaud Brach Eichler's health law practice for its "responsiveness and position as a leader in the field of healthcare... They provide an outstanding quality of service at an excellent price. They understand their clients, and if there is a job that needs doing they can be counted on to do it right."

Our comprehensive representation to healthcare industry clients includes:

#### **Institutional and Society Representation**

- General and outside legal counsel to hospitals and health systems
- Counsel to nursing home and assisted living facility operators
- General counsel to physician specialty societies

#### **Outpatient Provider Representation**

- Representation of ambulatory surgery centers/ambulatory care facilities
- Representation of urgent care facilities
- Representation of federally qualified health centers
- Representation of licensed healthcare facilities and operators, including radiology, lithotripsy, home health, hospice, dementia care homes, and substance use disorder treatment facilities

#### **Other Provider Representation**

- Large and small physician organizations, practices, and individual physicians
- Large and small dental organizations, practices, and individual dentists
- Individual practitioners in other health and health-related professions

#### **Corporate and Business Matters**

- Business entity formation, bylaws, operational agreements, buy-ins, buy-outs, and dissolution
- Hospital and medical staff bylaws
- Business taxation issues
- Non-profit organization matters

#### **Transactional Matters**

- Hospital-physician joint ventures
- Healthcare business purchase and sale transactions, mergers, acquisitions
- Structuring mergers/consolidation of physician practices and healthcare facilities
- Due diligence review
- Drafting and negotiation of vendor, employment, contractor, and restrictive covenant agreements
- General contracting matters
- Leasing matters

#### **Provider Reimbursement Matters**

- Managed care and other payor contracting
- Medicare and Medicaid issues
- Audits and Investigations
- Appeals

#### **Compliance Matters**

- HIPAA and privacy/confidentiality matters, including policies, training, breach and security incident response, reporting requirements, and government investigations
- Corporate compliance program development, implementation, and training
- Compliance investigations
- Review and preparation of policies and procedures
- Healthcare compliance reporting matters

#### **White Collar Criminal Matters**

- Fraud and abuse investigations, allegations, and indictments
- Racketeering and money laundering schemes
- Labor and unemployment fraud
- Environmental crimes
- Government investigations and administrative hearings

#### **Dispute and Litigation Matters**

- Shareholder/member disputes
- Contract/transactional disputes
- PIP arbitrations
- Complex insurance litigation
- Hospital medical staff privileges dispute
- Litigation under the state and federal anti-kickback and fraud abuse statutes
- Defense of healthcare providers under the New Jersey Insurance Fraud Prevention Act

### Professional Licensing and Medical Staff Matters

- Professional licensing board matters
- Medical staff hearings

### Other Matters

- Guardianships
- Patient care issues
- Telemedicine and telehealth
- Protection of intellectual property
- Medical marijuana issues
- Healthcare employment matters

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## Our Promise

At Brach Eichler, we are committed to a dynamic and meaningful partnership with our clients. We move forward with a shared vision, one that is carefully crafted and thoughtfully and practically implemented. Together, we achieve success.

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## Insights

[Events - June 15, 2022](#)

**Emailing & Text Messaging With Patients: How to Be More Compliant (Webinar)**

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[News - June 8, 2022](#)

**Chambers recognizes Carol Grelecki (Band 3, Healthcare)**

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[Alerts - June 8, 2022](#)

**2022 Ohio Maximum Fees for Copying Medical Records**

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[News - June 8, 2022](#)

**Chambers recognizes Joseph Gorrell (Senior Statespeople, Healthcare)**

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[News - June 8, 2022](#)

**Chambers recognizes John D. Fanburg (Band 1, Healthcare)**

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[Articles - June 7, 2022](#)

**Life or death decisions and no feedback: New study highlights the value of patient tracking, especially in the ER**

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[News - June 3, 2022](#)

**Brach Eichler Earns Top Rankings in Chambers USA for 2022**

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[Press Releases - June 1, 2022](#)

**Isabelle Bibet-Klinskyak and John D. Fanburg Recognized as 2022 Northeast Trailblazers by The American Lawyer**

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[Events - May 19, 2022](#)

**NJ Healthcare Market Review 2022 (NJHMR) - Photos, Videos, and Presentations**

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[News - April 27, 2022](#)

**Two of Brach Eichler's Healthcare Law Members Named by NJBIZ as "Leaders in Law"**

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## Blog

[Healthcare Law Blog June 15, 2022](#)

**Bill Introduced to Require Insurance Carriers to Satisfy Network Adequacy Requirements Related to Mental Health Care**

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[Healthcare Law Blog June 9, 2022](#)

**New Reporting Requirements for Cyber Incidents and Ransomware Payments under the Strengthening American Cybersecurity Act of 2022**

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[Healthcare Law Blog April 14, 2022](#)

**Joseph Gorrell, Healthcare Law Member is quoted in NorthJersey.com's article "They lost loved ones to COVID. Can their suits overcome state immunity for nursing homes?"**

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[Healthcare Law Blog February 26, 2021](#)

**New Jersey Legislative Update - February 2021**

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[Healthcare Law Blog February 1, 2021](#)

**New Jersey Legislative Update - January 2021**

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[Healthcare Law Blog May 9, 2019](#)

**Legislative Update - May 2019**

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[Healthcare Law Blog April 6, 2019](#)

**Legislative Update - April 2019**

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[Healthcare Law Blog February 20, 2019](#)

**Legislative Update - February 2019**

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[Healthcare Law Blog January 28, 2019](#)

**Legislative Update - January 2019**

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[Healthcare Law Blog December 21, 2018](#)

**Legislative Update - December 2018**

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