

Health Care

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 Clint Wimbish

Health care has been central to the work of Nexsen Pruet for more than 60 years. We represent numerous hospitals, several hundred physicians as well as major provider networks.

We take pride in the fact that so many in the health care profession rely on our deep experience, and that pushes us to stay abreast of the latest developments in the law that can affect our clients.

For example, we have held workshops on the Patient Protection and Affordable Care Act, explaining the new rules and helping our clients determine how they should respond.

We have a team of attorneys, led by Matthew Roberts, dedicated to protecting health care providers. They are experienced in all areas of the law regarding the regulation, delivery and financing of health care services. Our team focuses on:

- Payor/patient/provider relationships
- False claims analysis and defense
- Alternative dispute resolution
- Managed care issues
- Physician/hospital dealings
- Stark/Anti-kickback laws
- Tax advice
- Board governance
- Mergers, acquisitions and consolidations
- Certificates of need legislation and regulation
- Health care fraud and abuse
- Professional disciplinary proceedings

We can help make sure your contracts are appropriately executed, your policies and procedures are sound and in the event of litigation, you are protected by a top-flight team of trial lawyers.

One of the benefits of working with a large firm like Nexsen Pruet is that our health care team can draw upon the knowledge and experience of our

John Zimmer, Ph.D.

other lawyers to provide comprehensive legal services.

We are frequent speakers at seminars on topics such as physician/hospital relationships, managed care contracting and the formation of integrated delivery systems. Our team regularly shares updates with our clients on specific industry issues, including new fraud and abuse cases, changes in reimbursement policy at state and federal level and other topical matters.

Health care is an increasingly complicated field, which is why physicians, providers and others need the support of a legal team with the deep experience of Nexsen Pruet.

For more information on our Health Law Team, contact Matthew Roberts, Health Care Team Leader, at 803.253.8286 or by email.

Experience

Article Series: Effectively Responding to Payor Audits & Program Integrity Investigations

3D Systems

News

01.19.2023 | Webinar

Price Transparency and the No Surprises Act: What's Next? (Recorded Webinar Session)

09.15.2022 | Media Mention

Alice Harris Quoted on Medical Record Access in a Post-Roe World

07.14.2022 | Media Mention

Nexsen Pruet Health Care attorney Matthew Roberts was recently quoted in an article for *Health Payer Specialist*.

Media Mention

Nikole Mergo and Heather Hoopes-Matthews recognized on *Greenville Business Magazine's* 2021 "50 Most Influential List"

05.12.2020 | News from Nexsen Pruet

New Podcast on Health Care in the Carolinas Debuts

08.15.2019 | News from Nexsen Pruet

76 Nexsen Pruet Attorneys Named to 2020 Best Lawyers in America® List

Events

03.10.2020

Webinar: The Biggest Health Care Scams and How to Avoid Being a Target

Insights

03.07.2023 | Article

The Landscape is Changing for Telemedicine and Controlled Substances: Proposed Rulemaking for Post-Pandemic Treatment

02.16.2023 | Article

The End of PHE Flexibilities – How to Navigate Upcoming Changes in Healthcare

02.16.2023 | Article

South Carolina Medicaid to Restart Member Eligibility Reviews – Details and Action Steps for Providers and Their Medicaid Patient-Members

02.13.2023 | Article

Stark Law Group Practice Requirements - Compliance Spotlight from CMS' Recent Updates to Self-Disclosure Process

02.10.2023 | Article

DOJ Withdraws Healthcare Guidance and Safe Harbors

02.07.2023 | Article

No Surprises Act: An Update on the First Quarter of the IDR Process

01.17.2023 | Article

New Year, New Rights: Congress Bolsters Statutory Legal Protections for Pregnant and Nursing Employees

01.09.2023 | Article

Key Health Care Issues to Track in 2023 in the Carolinas

01.06.2023 | Article

South Carolina Supreme Court Holds “Fetal Heartbeat Law” is Unconstitutional: Abortion Laws Remain the Same as Before the United States Supreme Court’s Decision in *Dobbs*

12.14.2022 | Article

South Carolina Abortion Laws: Where Things Stand in the Fall of 2022

12.06.2022 | Article

CMS Designates More Providers as “High Risk” - Expect Delays During Enrollment and CHOWs Due to Mandatory Finger-Print Background Checks

12.06.2022 | Article

FDA Collaborates with MITRE to update Medical Device Cybersecurity Playbook

11.03.2022 | Article

CHANGES ARE COMING TO SOUTH CAROLINA'S CON PROGRAM: *Proposed Amendments to DHEC Regulation 61-15*

10.24.2022 | Article

OIG to Audit Nursing Home Services Rendered Prior to Inpatient Hospitalizations – Four Steps to Take to Prepare for the Increase in Audits

09.23.2022 | Article

No Surprises Act Updates – New Final Rule, CMS Resources and New FAQs

09.16.2022 | Article

CMS Revocation and Preclusion: The “Secret” Exclusion

08.22.2022 | Article

CMS Directs Providers to “Prepare to Return to Normal”- Getting Ready for the End of the Federal PHE

08.18.2022 | Article

HIGH ALERT FOR TELEHEALTH – PART TWO: A Highlight Reel of Recent OIG Enforcement Actions and Outcomes

07.29.2022 | Article

HIGH ALERT FOR TELEHEALTH: OIG Releases Special Fraud Alert Addressing “Suspect Characteristics” of Fraud

07.19.2022 | Article

Adverse Event Response: Three Possible Courses of Action Against Regulated Professionals

07.19.2022 | Article

State Abortion Laws v. EMTALA: Navigating Between a Rock and a Hard Place

07.11.2022 | Article

Understanding the CMS 2022 Strategic Plan: Six Trends to Follow

06.30.2022 | Article

Health Care Price Transparency Update – New Rules and Recent Enforcement

06.21.2022 | Article

Eliminating Kickbacks in Recovery Act (EKRA) Updates

06.21.2022 | Article

No-Poaching, No Longer: Federal Agencies Target No-Poach Agreements in the Healthcare Industry

06.15.2022 | Article

When Health Care Systems and Life Science Companies Collaborate: Benefits and Key Issues

06.08.2022 | Article

What Happened to Healthcare Regulatory Reform in South Carolina? The Saga is To Be Continued

05.18.2022 | Article

New Law Attempts to Place Limitations on Vaccine Mandates in South Carolina: Necessitating Affidavit to SC DEW in Certain Circumstances

04.26.2022 | Article

CMS Publicly Releases New Hospital and Nursing Home Ownership Data

04.14.2022 | Article

CMS Appeals: Anticipated Changes at ALJ Level Signal Need to Ramp Up Audit Defense

04.05.2022 | Publication

Abolishment Closer Than Ever Before for Beleaguered South Carolina Public Health and Environmental Agency

03.28.2022 | Article

Key Issues for Board Members of Life Sciences Companies to Follow in 2022

03.21.2022 | Article

EEOC Update: Avoiding Discrimination against Employees with Pandemic-Related Caregiving Obligations

03.17.2022 | Article

Does This Arrangement Require a Business Associate Agreement?

03.01.2022 | Article

CDC Loosens COVID-19 Mask Guidance

02.25.2022

Federal Judge Strikes Down Portions of No Surprises Act Regulation

02.11.2022 | Article

South Carolina Senate Passes Medical Cannabis Legislation

02.08.2022 | Article

No Surprises Act: Good Faith Estimate Guidance for Physicians and Other Providers

01.31.2022 | Article

SMRC Targets for 2022: After Heavy Focus on Hospice, the SMRC Moves On to Home Health and Other Projects

01.25.2022 | Article

Hospitals Held to Task While Insurers Get Time: *An Update on CMS Transparency Rules*

01.16.2022 | Publication

CMS Issues New Vaccine Mandate Timing Deadlines for Healthcare Employers in the 24 States Previously Covered by Injunctions, including South Carolina

01.13.2022 | Publication

Supreme Court Stays OSHA Vaccinate-or-Test Mandate

01.13.2022 | Publication

U.S. Supreme Court Lifts Injunctions on CMS Vaccine Mandate: Healthcare Employers Should Plan for Compliance by Month's End

01.05.2022 | Article

Provider Credit Balances Under the Microscope: Increased Enforcement Means Need to Review Credit Balance Procedures

12.08.2021 | Article

Federal Contractor Vaccine Mandate Blocked *Nationwide*

12.06.2021 | Article

The South Carolina Supreme Court Issues an Important Decision on the Viability of Legal Claims by Former Employee for Termination of At-Will Employment

12.01.2021 | Article

Federal Contractor Vaccine Mandate Blocked in Three States

11.10.2021 | Article

Buyers Beware: FTC Policy Change Brings Back Prior Approval Provisions

11.02.2021 | Article

Update: Enforcement of Hospital Price Transparency Rules

10.29.2021 | Article

For Employers Making the Tough Calls in the Vaccine Mandate Trenches: EEOC Issues Welcome Guidance Clarifying What is -- and Is Not -- a Proper Religious Exemption

10.27.2021 | Article

Federal Court Rejects Legal Challenges to Workplace Mandatory Vaccination Policies

10.12.2021 | Article

Department of Labor Responds to COVID-Related Medical Premium Discounts and Surcharges

Blog Post

Taking the Pulse

10.01.2021 | Article

Provider Relief Fund Recipients: Do You Have an Obligation to Conduct a Federally Mandated Single Audit?

09.30.2021 | Article

Developments Regarding Employee Vaccination Requirements

09.27.2021 | Article

CMS Reinforces Certain EMTALA Obligations

09.17.2021 | Article

"The Future of DHEC Still Pending at the General Assembly?"

09.16.2021 | Article

Prepare Now to Manage Employee Accommodation Requests Resulting from a Potential COVID-19 Vaccine Mandate

09.13.2021 | Article

Health Care Consumerism

09.03.2021 | Article

TPE Audits Are Back: What Providers Need to Know

08.25.2021 | Article

FDA Full Approval of Pfizer's COVID-19 Vaccine: To Mandate or Not to Mandate, That is the Question

08.25.2021 | Article

Workplace Protests and Mandatory Vaccinations

08.06.2021 | Article

The Epic Week of July 26, 2021: a COVID-19 Vaccination Consensus, the ADA, the CDC, and a Mandate

08.01.2021 | Article

Mask Up, Mask Down: In Reversal, Health Officials Recommend Masks for Fully-Vaccinated Individuals. What is the Potential Impact on Employer Immunity?

07.28.2021 | Article

Your Next Hospital Stay May Be at Home: The Accelerating Movement Towards Hospital Care in the Home Setting

07.19.2021 | Article

What President Biden's Executive Order on Non-Compete Agreements May Mean for Healthcare Providers

07.08.2021 | Article

The FDA Revokes EUAs for Decontamination Systems and Non-NIOSH-Approved Respirators (i.e., KN95 Respirators)

07.01.2021 | Article

Trend Toward Transparency in Pricing Continues

03.29.2021 | Article

COVID-19 Passport: Will We Need a Ticket to Ride?

03.19.2021 | Article

Rapid Rise in Telehealth Leads to Significant Oversight: How to Prepare Now for New Audit Activities

02.26.2021 | Article

Regulation of Office-based Surgery in South Carolina: What's Old is New Again

02.22.2021 | Article

Latest Developments in Health Care Consolidation

02.16.2021 | Article

Behavioral Health Scores a Big Win with Telehealth Waivers During Pandemic, but Audit Risks are High

01.29.2021 | Article

Top Ten Health Care Issues to Follow in the Carolinas in 2021

12.14.2020

Permanent Expansion of Telehealth Services – A Silver Lining?

12.07.2020

To Combat COVID-19 Surge, CMS Expands the “Hospitals Without Walls” Program by Launching the “Acute Hospital Care At Home” Initiative, as well as Implementing Increased Flexibility for Ambulatory Surgery Centers

10.28.2020

How employers can ensure federal law compliance by following updated EEOC guidance on COVID-19 screening and testing protocols

10.13.2020

Considerations for Private Equity and Venture Capital Groups Interested in the Health Care Industry

08.18.2020

It's Time for Hospitals to Prepare for Price Transparency

07.31.2020

Preparing for Increased Nursing Facility Survey Activity Related to COVID-19 and Infection Control

07.22.2020

Jenna Godlewski Discusses Fraud Accusations in Telehealth

07.17.2020

Federal Distribution of Point-of-Care COVID-19 Testing Instruments for Nursing Homes Begins This Week

07.12.2020

Key Steps In Responding to a COVID-driven OSHA Complaint

04.17.2020

COVID-19 Fraud and Law Enforcement Responses - In the Middle of the Pandemic, the Government Warns it Very Much CARES About Compliance and Enforcement

04.01.2020

Emergency Health Powers Act

02.26.2020

Dodge the Bullet - Settlement Prior to VA RAC Audit

10.30.2019

CMS Issues Proposed Rule to "Modernize and Clarify" the Stark Law

09.18.2019

Caution: Ban Ahead - The Rise in Bans on Salary History Inquiries Requires Employer Diligence

08.14.2019

Are Hospital Physician Networks Ready for TPE Audits?

07.01.2019

The Cost of Cost Transparency for Hospitals

06.27.2019

Cooperation Credit in False Claims Act Defense and the Potential Impact of Reimbursement Analysis and Compliance

06.25.2019

Current Payor Audits & Defending Them

05.20.2019

Medicare's Bloodhound in the Southeast: SGS gets the UPIC Auditing Contract

05.15.2019

OSHA Citation of Employer For Failing to Do More to Prevent Workplace Violence Upheld

05.10.2019

Stem Cell Recall and Legal Risks

05.09.2019

Bet-the-Career: Tips for keeping executives from becoming collateral damage in high stakes litigation

04.18.2019

Bet-the-Company: Keys to Prosecuting and Defending High Stakes Litigation

03.15.2019

Overtime: It Just Keeps Changing Over Time

01.03.2019

New All-Payor Anti-Kickback Law in Opioid Bill Impacts Clinical Laboratories

09.19.2018

Chapter 11 Relief for a CMS Debt on Appeal?

08.27.2018

Litigators obtain Temporary Restraining Order against federal government relative to Medicare overpayment appeals

06.28.2018

Alert: NCI Awarded Payment Error Rate Measurement Review Contractor (PERM RC) by HHS

06.11.2018

Important and Time-Sensitive Changes in the APRN Statute Effective July 1

05.03.2018

Three Strikes and You're Out: CMS Targeted Probe and Educate (TPE) Process

04.26.2018

Creativity Over Hammers

04.13.2018

UPIC Revolution: CMS Integrity Auditors 2.0

03.22.2018

How to Stop a Steam Roller: Defending the Veterans Affairs Audit by CGI Federal

02.12.2018

Tales of Two Fraud Investigations Terminated and the Lives Blessed by Truth