

WHY BUCHANAN?

- Founded in 1850, Buchanan is a full-service law firm with 450 attorneys and government relations professionals.
- The firm has offices in Philadelphia, King of Prussia, Pittsburgh, Newark, Princeton, Alexandria, and Washington, D.C., as well as 9 other locations across the United States.
- In just the past 2 years, Buchanan has represented 25+ organizations focused solely on behavioral health and treatment of substance abuse disorders, including: non-profits and for-profits; outpatient, inpatient, and telehealth providers; and trade associations. We have in-depth knowledge of the issues facing addiction treatment providers, as well as industry trends.

Below are just a few case studies that highlight how we have helped addiction treatment providers:

Multi-Disciplinary Representation of a Substance Abuse Treatment Provider

Buchanan represented a Philadelphia-area provider of partial hospitalization program and outpatient services in a corporate restructuring project and then served as lead transaction counsel to the organization in connection with its acquisition by a private equity-backed addiction treatment network. We also assisted this client in responding to an allegation of improper disclosure of patient records, in a contract dispute with a medical billing company, and in resolving reimbursement issues raised by several different payors.

Multi-Disciplinary Representation of a Substance Abuse Treatment Provider

Since 2014, Buchanan has represented a behavioral health and substance abuse treatment provider with operations in the United States and Puerto Rico. Over the course of our representation, we have assisted this client with various matters including: reimbursement disputes with Cigna, United Healthcare, and a state Medicaid program; a refund demand from Cigna; litigation over a denial of substance abuse treatment for an out-of-network provider; licensure and Medicaid enrollment in Pennsylvania of a freestanding facility; regulatory approval for a new facility; appeal of a provisional license; defending the organization in an administrative complaint matter filed with a state agency; and various employment counseling and litigation matters.

Trusted Advisor to a PA-Based Treatment Center

Buchanan is representing a Pennsylvania-based outpatient drug and alcohol treatment center in connection with a

refund demand by a large commercial health plan and also helping the client to establish a new line of business.

Regulatory and Reimbursement Counsel to an Outpatient Provider

Buchanan represents a network of behavioral health companies in New Jersey and Florida in connection with a comprehensive review of the client's compliance with various payor reimbursement rules; a new MSO arrangement; and various other healthcare compliance matters.

Advising a Pennsylvania MSO on Multiple Legal Matters

Since 2016, Buchanan has represented a Pennsylvania-based company that provides MSO services to non-profit and for-profit organizations. During our representation, Buchanan has advised about tax strategies to achieve public charity treatment or benefits for clients; various Pennsylvania regulatory matters; responding to a government subpoena; and various employment litigation matters. We have also represented the client in an easement issue with a municipality; reviewed debt restructuring documents; and served as lead transaction counsel on two acquisitions.

Recent Transactions

- Represented a Pennsylvania-based addiction treatment provider in its sale to an addiction provider network and a New York-based investment banker.
- Represented a national for-profit behavioral health company in several transactions, including the acquisition of a 48-bed behavioral health hospital in Arizona; the sale of a facility to another

behavioral health provider; and the sale of assets relating to the operation of certain of its California non-public schools.

- Served as regulatory and due diligence counsel to a company providing coordinated care for persons with disabilities and mental health needs in its acquisition of licensed facilities in two states.
- Represented a Miami-based addiction treatment provider in a corporate merger with a not-for-profit social service agency licensed by the State of Florida Department of Children and Families.
- Represented a national provider of behavioral health services as regulatory counsel in licensure and Medical Assistance enrollment matters involving a new, freestanding behavioral hospital in Pennsylvania.
- Represented a leading non-profit providing care and services to individuals living with intellectual and development disabilities and behavioral health challenges, in its member substitution transaction with one of Pennsylvania's largest non-profit behavioral healthcare providers, serving 25,000 children and adults in 13 states.



News and Insights into Legal Issues Relevant to Behavioral Health and Addiction Treatment Providers

Ask the Thought Leaders: Top Trends Reshaping Healthcare in 2024
January 8, 2024

DOJ Scrutinizes Telemedicine & Remote Patient Monitoring Fraud: What You Need to Know
May 9, 2023

Healthcare Roundup | Better Mental Healthcare for Americans Act
May 3, 2023

Healthcare Roundup | FY 2024 Budget Request
March 7, 2023

Payment for Out-of-Network Services: The Provider's Perspective
October 7, 2021

Responding to Inquiries and Investigations Regarding Resident Safety - The National Association of Therapeutic Schools and Programs
May 26, 2021

Webinar: COVID-19 and Telemedicine: Managed Care Contracting and Coverage of Addiction Recovery Services
May 21, 2020

TEAM



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Sal handles a wide variety of health law litigation, contracting, and regulatory matters. He has extensive experience representing behavioral health care providers, including inpatient psychiatric facilities, addiction recovery programs, residential academies for at-risk youth, outpatient mental health clinics, wraparound service providers, foster care programs, and others, in reimbursement disputes with public and private payers, billing and other internal investigations, and in connection with managed care contracting. He also advises providers and other healthcare industry participants on a broad spectrum of regulatory and compliance issues, and on privacy law requirements.

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Andrew focuses his practice on healthcare transactional matters and regulatory compliance. On the regulatory side, Andrew counsels clients with respect to healthcare fraud and abuse issues related to state and federal anti-kickback and physician self-referral laws, physician entity structuring, licensure matters and corporate practice of medicine prohibitions. He has significant experience with respect to representation of healthcare providers and physician practices in connection to complaints, audits, and investigations by state and federal regulatory authorities.

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