

Plan Sponsor Pharmacy Benefit Managers Contract Services

Helping Plan Sponsors Navigate PBM Relationships

Our team advises a broad spectrum of plan sponsors including self-funded plans (employers, labor funds, public sector, and federal), health plans (commercial, Medicare, Medicaid, and exchange plans), and regulated markets (Medicare, Medicaid, and public health exchanges). We work with you to ensure you have a deep understanding of the risks that might arise when contracting with PBMs and help you to protect your members.

Our Services for Plan Sponsors

Leveraging our teams' deep pharmacy benefits knowledge and experience, we help plan sponsors achieve cost savings, transparency, and fairness in their dealings with PBMs. We help plan sponsors properly manage prescription drug benefits, monitor PBMs' performance, reduce drug spend, and fulfill their fiduciary duties owed under ERISA and Consolidated Appropriations Act of 2021. When PBMs have engaged in behavior that breaches their contractual obligations and/or fiduciary duties, we ensure our clients understand their legal rights and provide strategic counsel in situations where more aggressive legal action is appropriate.

We advise a broad spectrum of plan sponsors:

- Self-Funded Plans (Employers, Labor Funds, Public Sector)
- Health Plans (Commercial, Medicare, Medicaid, Exchange Plans)
- Regulated Markets (Medicare, Medicaid, Public Health Exchanges)

PBM Audit & Defense Services

We take a strategic approach to resolving disputes between Plan Sponsors and PBMs, leading to favorable outcomes that preserve operations and secure business growth. Our PBM audit defense attorneys are able to anticipate PBM tactics and take actions that not only resolve immediate issues but also mitigate risks and maintain positive relationships with PBMs.

Our Plan Sponsor services include:

- Contract Negotiation: Representation in contractual negotiations to secure better terms.
- Reviewing and analyzing existing PBM Agreement
- Auditing Services: Performance audits to ensure compliance with fiduciary obligations.
- Education and Guidance: Informing Plan Sponsors of their contractual rights and relationships with PBMs
- Legal Representation: Pursuing legal action against PBMs for contract enforcement.
- RFP Support: Conducting and guiding Requests for Proposal (RFPs).
- Contract Review: Analyzing and drafting PBM agreements.
- Regulatory Compliance: Providing regulatory compliance with respect to various Federal and State laws

Our attorneys provide comprehensive support beyond PBM contract services and audit defense, offering strategic consultation to Plan Sponsors. We focus on mitigating legal and operational risks while enhancing compliance and profitability.



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