



HANDOUT WITH CASES

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Summary of Recent Stark Law Cases

- United States v. Westchester Medical Center, et al.
 - Settlement - \$18.8 Million – May 2015
 - Jurisdiction: Southern District of New York
 - *Qui Tam* Relator: Dan Bisk, **former compliance officer** for WMC
- United States ex rel. Brogdon v. Hospital Authority of Irwin County, et al.
 - Settlement - \$520,000 – April 2015
 - Jurisdiction: Middle District of Georgia
 - *Qui Tam* Relator: **2 X-Ray Technicians** that worked at Irwin County Hospital

Summary of Recent Stark Law Cases

- United States v. Recovery Home Care, et al.
 - Settlement - \$1.1 Million – March 2015
 - Jurisdiction: Middle District of Florida
 - *Qui Tam* Relator: Gregory Simony, **former employee**

- Robinson Health System, Inc.
 - Settlement - \$10 Million – March 2015
 - Jurisdiction: Northern District of Ohio
 - Voluntary Disclosure June 2014

Summary of Recent Stark Law Cases

- United States ex rel. Schreane v. Memorial Health Care System and Catholic Health Initiatives
 - Settlement - \$9.8 Million – December 2015
 - Jurisdiction: Middle District of Tennessee
 - *Qui Tam* Relator: Carmen Fletcher-Schreane, **manager of contract and compliance** from December 2007 to December 2008

- United States ex rel. Parikh v. Citizens Medical Center, et al.
 - Settlement - \$21.7 Million – April 2015
 - Jurisdiction: Southern District of Texas
 - *Qui Tam* Relator: **Three cardiologists** formerly employed by Citizens Medical Center

Summary of Recent Stark Law Cases

- Tri-City Medical Center
 - Settlement: \$3.2 Million
 - Jurisdiction: Southern District of California
 - Self-Disclosed in 2011

- United States ex rel. Barker v. Tidwell
 - Settlement: Columbus Regional has agreed to pay \$25 million, plus additional contingent payments not to exceed \$10 million, for a maximum settlement amount of \$35 million, and Dr. Pippas has agreed to pay \$425,000
 - Jurisdiction: Middle District of Georgia
 - *Qui Tam* Relator: Mr. Richard Barker, **administrative director** of the John B. Amos Cancer Center at Columbus Regional Healthcare Systems
 - Order on Motion for Summary Judgment
 - June 2015

Summary of Recent Stark Law Cases

- United States ex rel. Reilly v. North Broward Hospital District, et al.
 - Settlement: \$69.5 Million
 - Jurisdiction: Southern District of Florida
 - *Qui Tam* Relator: Dr. Michael Reilly, **Orthopedic Surgeon** who was offered employment

- Adventist Health System (2015)
 - Settlement: \$115 Million – September 2015
 - *Qui Tam* Relator:
 - Initially, a *qui tam* action was filed in 2012 by a **risk manager**, an **executive director of physician services**, and a **compliance officer** for physician offices, all of whom worked at Adventist's Park Ridge Health hospital in Hendersonville, North Carolina
 - A second *qui tam* action was filed in 2013 by an **employee who worked at Adventist's corporate office**

Summary of Recent Stark Law Cases

- U.S. ex rel. Singh v. Bradford Regional Medical Center, et al.
 - Settlement: \$2.75 Million in 2010
 - Jurisdiction: Western District of Pennsylvania
 - *Qui Tam* Relator: **Four physicians** formerly employed by Bradford Regional Medical Center

- United States ex rel. Drakeford v. Tuomey Healthcare System, Inc.
 - Judgment: \$237.5 Million in 2013; Settlement: \$72 Million 2015
 - Jurisdiction: South Carolina District Court; 4th Circuit Court of Appeals
 - *Qui Tam* Relator: Disgruntled surgeon who refused the hospital's employment offer and raised Stark Law issue in negotiations (Government joined action with an amended complaint in 2007)

Summary of Recent Stark Law Cases

- United States ex rel. Robinson-Hill v. Nurses' Registry and Home Health Corporation
 - Jurisdiction: Eastern District of Kentucky
 - *Qui Tam* Relator: Two former employees: the **Director of Nursing and Vice-President of Operations and Administration and a Case Manager**
 - Ongoing litigation

- United States v. N. Am. Health Care, Inc.
 - Jurisdiction: Northern District of California
 - *Qui Tam* Relator: **Former Nursing Home Administrator**
 - Ongoing litigation

Summary of Recent Stark Law Cases

- United States v CDS, P.A.
 - Jurisdiction: Idaho
 - *Qui Tam* Relator: **Physician** whistle-blower – Filed two lawsuits raising allegations
 - Ongoing litigation

- United States ex rel. Bingham v. Baycare Health System
 - Jurisdiction: Middle District of Florida
 - Order on Motion to Dismiss - August 2015
 - Motion was dismissed
 - *Qui Tam* Relator: **Certified General Real Estate Appraiser**
 - Ongoing litigation

Summary of Recent Stark Law Cases

- United States ex rel. Baklid-Kunz v. Halifax Hospital Medical Center, et al.
 - Settlement: \$85 Million
 - Jurisdiction: Middle District of Florida
 - *Qui tam* relator: Elin Baklid-Kunz, **former compliance employee** at Halifax Hospital