



## **LTC Legal Update Session**

**April 27, 2011**

**9:00am to 12:00pm**

**Registration begins at 8:30am**

### About this Session:

Get the latest update on legal issues impacting New York's long-term care providers. Long-term care facilities have been faced with significant challenges related to reimbursement, OMIG audits, collection and compliance issues. This will cover those topics and more.

### Location:

The Bonadio Group, LLP  
171 Sully's Trail, Suite 201  
Pittsford, New York 14534

### About the Speakers:

**Thomas G. Smith, Partner at Harter Secrest & Emery, LLP**

*In his 35 years of practice as a trial lawyer at Harter Secrest & Emery, Tom Smith has achieved notable success in litigating major civil cases in the New York State and federal courts. As lead attorney in several groundbreaking legal challenges to New York's compliance with the federal Medicaid Act, he has succeeded in obtaining aggregate monetary recoveries exceeding \$250 million for nursing home clients statewide. He represents businesses, trade associations and professionals in a variety of litigated matters before the courts and administrative agencies.*

#### **SESSION DESCRIPTION:**

#### **THE NOT SO WONDERFUL WORLD OF NURSING HOME LITIGATION CIRCA 2011**

- Facility challenges to Medicaid reimbursement rates in the NYS and federal courts
- Issues respecting DOH and OMIG enforcement and oversight
- False Claims Act litigation against facilities
- Personal injury litigation against facilities
- Civil and potentially criminal liability for deficient care

**Candace M. Curran, Associate at Harter Secrest & Emery, LLP**

*Candace Curran practices in the litigation group. Her experience includes:*

- Business and commercial litigation
- Landlord/tenant disputes
- Breach of contract
- Civil litigation
- Intellectual property prosecution and litigation

#### **SESSION DESCRIPTION:**

#### **MORE MONEY, MORE PROBLEMS**

#### **NURSING HOME ACCOUNT RESOLUTION AND COLLECTION (NHARC)**

- Intake Matters
- Steps Nursing Homes Can Take to Collect Outstanding Debt
- Debt Collection and HIPAA/Using Third Party Debt Collectors
- What You Can Expect From Litigation
- Judgment Enforcement and Exemptions

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