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United States Defends Falsity Theory, Use Of Debatable Sub-Regulatory Guidance In Medicare Advantage False Claims Act Suit Against Kaiser Permanente

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John Kelly, Jackie Papish and A.J. Bolan co-authored an article for the American Health Law Association newsletter, "[United States Defends Falsity Theory, Use of Debatable Sub-Regulatory Guidance in Medicare Advantage False Claims Act Suit Against Kaiser Permanente](#)," on Sept. 16. The article discussed how this case involving Medicare risk-adjustment practices is teeing up a possible showdown regarding what constitutes sub-regulatory guidance and when sub-regulatory guidance can support a legal falsity claim.

RELATED PEOPLE



John E. Kelly

Partner, Healthcare Department
and Healthcare Industry
Practice Chair
Washington, D.C., New York

P 202-831-6731

F 202-289-1330

JKelly@btlaw.com



Jacquelyn Papish

Partner
Washington, D.C.

P 202-831-6732

F 202-289-1330

Jackie.Papish@btlaw.com

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