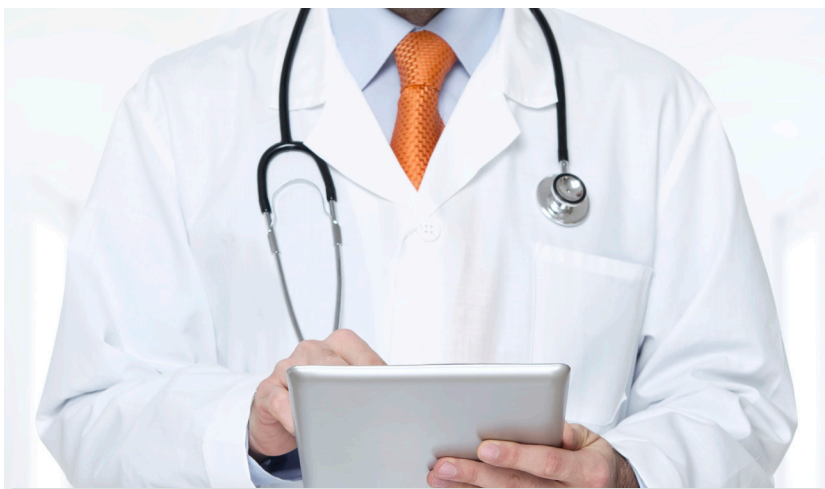


Health Care Information Technology



We know the red flags that arise in health care IT transactions and have developed innovative business and legal strategies for resolving them.

Health Care Information Technology (IT) is a signature feature of Arent Fox's nationally recognized health care practice. Arent Fox handles transactions for providers to upgrade their data and IT systems, to add new or improved functionality and to enter into agreements with mainstream IT vendors and with vendors of new forms of health care IT. Our health care IT attorneys have experience in both health care-specific IT transactions and broad-based IT, IP, and outsourcing in other industries. We use this combined experience to assist our health care clients in structuring, negotiating, and documenting health care IT agreements and include best practices from other industries where advantageous. We also guide health care institutions in combining traditional IT with cloud services, outsourcing, data management, and mobile computing with existing data and computer systems, support advanced medical technology, improve patient outcomes, and meet regulatory requirements.

Our Health Care Information Technology practice includes IP and data transaction attorneys. We combine IT, IP and data transaction capabilities to handle those aspects of corporate transactions. We advise on the IP risks in health care transactions, protecting our clients' IP in collaborative partnerships, and structuring data exchange, data sharing and data analytics arrangements. We assist clients in avoiding risks and managing the opportunities that arise when health care institutions integrate multiple data and IT systems during mergers, acquisitions, and other business relationships. Our attorneys apply the IT that implements cybersecurity necessary to comply with regulations and provider privacy policies. We are at the forefront of assisting clients with adopting new technologies, and by way of example, handle transactions for connected health devices and for "smart" health care IT platforms that capture diagnostic medical information from a variety of sources.

Rankings

- ▶ Recognized by *Chambers USA* as a leading national health care practice
- ▶ Recognized by *Legal 500 USA* as a leading national health care practice as well as media, technology and telecoms practices
- ▶ Recognized by *US News & World Report* and *Best Lawyers* as a leading national health care practice

Areas of Concentration

- ▶ Software licensing and development
- ▶ Hardware acquisition
- ▶ Data center agreements
- ▶ Business associate agreements
- ▶ Agreements with specialty health care IT vendors
- ▶ Agreements with Tier 1 and leading traditional IT vendors now providing health care IT services
- ▶ Agreements with emerging technology companies providing health care products and services
- ▶ Outsourcing
 - ▶ IT, business process and knowledge process outsourcing
- ▶ Data sharing, data transaction and data analytics arrangements
- ▶ Protecting against data breaches caused by third party IT and outsourcing vendors
- ▶ Auditing existing IT agreements for cybersecurity risks
- ▶ Handling external investigations and audits of health care institutions' IT and data systems and effectuating any remediation
- ▶ Mobile apps
- ▶ Software as an app™
- ▶ Digital medicine
- ▶ Remote medicine
- ▶ Personalized medicine
- ▶ Telemedicine
- ▶ Retail medicine
- ▶ Grants
- ▶ Protect intellectual property
- ▶ IT-enabled sustainability for energy and water savings



Health Care Information Technology Representative Transactions

- › Negotiating Epic agreements
- › Negotiating agreements with non-medical Tier 1 IT and outsourcing vendors
- › Co-development agreements for new mobile technology and other advanced technologies
- › Sponsored research agreements and vendor agreements for medical device manufacturing
- › Structure grants
- › Vendor management
- › Handle disputes with IT vendors
- › Handle patent and IP litigations
- › Obtained a victory at the Court of Appeals for the Federal Circuit for medical device company Straumann in a patent litigation
- › Transactions with technology transfer offices
- › Structuring IP and IT ecosystem to use IT in the ICU to improve patient outcomes, coordinate specialists care, and family engagement
- › Outsourced the entire IT system of medical imaging company Carestream
- › Negotiating agreements with industry vendors for compliance with regulatory schemes for pharmaceutical companies

About Arent Fox LLP

Arent Fox LLP, founded in 1942, is internationally recognized in core practice areas where business and government intersect. With more than 400 lawyers, the firm provides strategic legal counsel and multidisciplinary solutions to clients that range from Fortune 500 corporations to trade associations. The firm has offices in Los Angeles, New York, San Francisco, and Washington, DC.

Learn More

Get more in-depth information by scanning the code at right ▶



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Lowell Brown is a partner and national leader of Arent Fox's Health Care practice. He advises hospitals, medical staffs, health systems, long-term care facilities, medical groups, and other health care provider organizations in business, regulatory, and medico-legal matters, with an emphasis on laws relating to operational issues, including the design and implementation of compliance programs, practitioner credentialing, peer review, disciplinary hearings, Medicare certification, licensing and accreditation issues, and related policies and procedures. He has extensive experience defending clients against actions by the Centers for Medicare and Medicaid Services (CMS) to terminate Medicare provider agreements. Lowell's practice also encompasses operational issues such as bioethics, medical records, and consent and confidentiality. His experience in the foregoing areas includes litigation in California and federal courts.



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William Tanenbaum is co-head of Arent Fox's Technology Transactions practice and the leader of the Health Care IT section of the firm's Health Care practice. He is a technology, IP, cybersecurity and data lawyer. He is recognized for the strength of his client representation in Health Care-specific IT, data sharing arrangements, cloud services, digital medicine, and the IP and IT aspects of Health Care M&A and other corporate transactions. He draws on his experience in IT and outsourcing in a wide range of business sectors. In 2016, Bill was named as one of the "Top Five IT Lawyers" in the US by *Who's Who Legal* and he was previously named as "Lawyer of the Year" in IT in New York by *US News & World Report/Best Lawyers in America*. Bill is recognized as a "Life Science Star" for his Health Care IT and IP work. He is ranked in Band One in Outsourcing and Technology Law in New York and in Band Two nationally by legal researcher *Chambers USA: America's Leading Lawyers for Business*. Bill is a past president of the International Technology Law Association and is currently a vice president of the SIM (New York Metro Chapter), a CIO industry association.

