

# Michael T. Flood

SHAREHOLDER

he / him / his

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Mike Flood uses a multi-disciplinary approach to accomplish health care stakeholders' operational and strategic goals. He is passionate about providing regulatory advice on a broad range of issues and counsels clients on Medicare and Medicaid reimbursement, licensure and enrollment, state and federal fraud and abuse laws, and health IT related issues. Mike is regularly called upon to assist health care systems and other health care stakeholders with compliance and implementation of the Information Blocking provisions of the 21st Century Cures Act.

Mike uses his broad range of expertise to assist clients in structuring and assessing potential regulatory risks associated with transactions involving the health care industry.

Mike began his career practicing in Polsinelli's Washington, D.C., office, where he focused on advancing health care stakeholders' public policy positions before CMS, FDA, HRSA and the U.S. Congress. Mike continues to draw on this experience to provide business-focused advice to his clients by bringing together sound legal analysis with public policy considerations.

## Education

- Saint Louis University School of Law (J.D., *cum laude*, 2012)
  - Certificate in Health Law; Dean's List; Saint Louis University Journal of Health Law and Policy, Fall Managing Editor
- University of Illinois at Urbana-Champaign (B.A., 2009)
  - Economics

## Bar Admissions

- Illinois, 2012
- District of Columbia, 2013
- Missouri, 2017

## Memberships

- Saint Louis Zoo, Young Professionals, 2017-2020

## Capabilities

- Behavioral Health
- Federal Government Policy/Lobbying
- Health Care
- Reimbursement Audits & Disputes
- Public Policy
- Reimbursement
- Licensure, Enrollment & Certification

- Gateway Chapter of the National Multiple Sclerosis Society, Board of Trustees, 2018-present

## Recognition

- Named one of *Best Lawyers: Ones to Watch® in America* in Health Care Law, 2024
- Legal Extern for the United States Department of Justice, Antitrust Division, Litigation 1 Section, Washington, D.C.
- Legal Intern for the United States Attorney for the Southern District of Illinois

## Matters

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- Advise on the acquisition, sale, and recapitalization of practices in the primary care, women's health, oncology, autism therapy, and dental industries.
- Lead regulatory counsel on nine-figure private company sale of provider specializing in providing autism therapy and special educational services to K-12 educational agencies to private equity sponsored buyer.
- Advised on the purchase and integration of several Medicaid Home and Community Based Services funded agencies specializing in providing habilitative services to intellectually and developmentally disabled individuals into a private equity backed portfolio company.
- Represented seller in an equity interest sale to an Arkansas-based autism therapy provider.
- Structured and implemented state expansion initiative on behalf of an MSO, including compliance with physician office laboratory and state fee-splitting requirements.
- Managed health care due diligence on two SPAC transactions. Each transaction had a value of over 500 million.
- Provide day-to-day operational counsel to several autism therapy providers, including licensing, reimbursement, and corporate practice compliance.
- Led the transition of over 250 pharmacy licenses, DME permits, and Medicare and Medicaid enrollments in the sale of a national specialty pharmacy/DME provider.
- Served as regulatory counsel for publicly-traded DME supplier with national operations on several acquisitions.
- Advise leading national compounding pharmacy on public policy platform, including strategies relating to section 503A and 503B of the Federal Food, Drug and Cosmetic Act and state regulatory requirements.
- Implemented market access strategies for medical device manufacturers, including advocacy before CMS on coding, coverage and reimbursement matters.
- Served as policy counsel to a national membership group of physician specialists.

## Publications

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March 20, 2024

**A Market in Transition: Autism Therapy Provider M&A**

*Co-Author, The National Law Review*

March 8, 2024

**Top Issues in Behavioral Health Newsletter 2024**

January 4, 2024

**Reimbursement End-of-Year Highlights**

December 18, 2023

**Medicare Continues its Updates to Provider Enrollment Policies as Part of Efforts to Enhance Program Integrity and Transparency**

July 24, 2023

**CMS Proposes Changes to Medicare Provider Enrollment Rules**

June 29, 2023

**HHS OIG Releases Final Information Blocking Enforcement Rule Applicable to Non-Provider Actors**

January 14, 2022

**Supreme Court Keeps CMS Vaccine Requirement Alive Nationwide**

December 30, 2021

**CMS Resumes Enforcement of Vaccine Requirement in Half of States**

December 3, 2021

**CMS Vaccine Requirement Suspended During Injunctions**

December 1, 2021

**Opponents of CMS Vaccine Mandate Secure Preliminary Injunctions Barring Nationwide Implementation**

November 5, 2021

**CMS Mandates Vaccines for Staff of Medicare and Medicaid Providers and Suppliers**

November 2, 2020

**HHS Extends 21st Century Cures Act Final Rule Compliance Dates for Information Blocking and Health IT Certification Requirements**