



## Rachel D. Ludwig

Member

### Charleston Office

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**Rachel D. Ludwig is a Member in the Health Care industry group, focusing primarily on health care regulatory issues and mergers and acquisitions. She practices out of the Firm's office in Charleston, West Virginia.**

Rachel's experience includes assisting hospitals, health systems, and other providers in mergers and acquisitions, joint ventures, securities offerings, co-management agreements, and in developing clinically integrated networks and accountable care organizations. She provides guidance to corporate and health care clients on general business issues and regulatory, operational, and compliance matters. She enjoys meeting with her clients to assist with achieving business goals and solving problems.

Rachel currently is the chair of the Young Professionals Council of the American Health Lawyers Association (AHLA). She recently was a co-editor of the AHLA publication *Legal and Operational Guide for Free Medical Clinics*.

Rachel's desire to help extends beyond her clients – she is an animal lover with a penchant for rescuing cats in need. She also is an accomplished world traveler who can boast visiting 14 countries. She can also be found running, gardening, and playing competitive volleyball.

## Awards

- ABA-BNA Award for Excellence in the Study of Health Law
- CALI Awards for Excellence – FDA Seminar, Health Law, Legal Research
- Scholars Citation in International Studies
- Primannum Honor Society
- Golden Key International
- Phi Kappa Phi

## Notable Legal Experience

- Assisting hospitals, health systems and other providers in mergers and acquisitions, securities offerings, co-management agreements and in developing clinically integrated networks and accountable care organizations
- Counseling corporate clients on regulatory, operational, and compliance matters, including HIPAA and HITECH compliance issues
- Providing guidance to corporate and health care clients matters including HIPAA, Stark, Anti-Kickback, FOIA, and other state and federal laws, as well as Certificate of Need, professional board issues, corporate governance matters, and contract drafting and negotiations
- Composing and reviewing operational documents, including provider participation agreements, asset purchase

agreements, service agreements, management agreements, operating agreements, employment agreements, lease agreements, business associate agreements, and board resolutions

- Drafting evidence of coverage documents, insurance contracts, and insurance applications for compliance with federal and state insurance law
- Assisting hospitals in developing Medical-Legal Partnerships

## Work History

- Jackson Kelly PLLC (2014-Present)
- Squire Sanders (US) LLP, Healthcare Fellow (2013-2014)
- City of Columbus, Management Analyst (2013)
- Turner Oil and Gas Properties, Landman (2013)

## Practices

- Business Law
- Data Privacy and Security
- Health Care Regulatory
- Mergers & Acquisitions

## Industries

- Health Care

## Education

- The Ohio State University Moritz College of Law (J.D., 2012)
- University of Maryland (B.S. in Government and Politics, 2007)

## Admissions

- West Virginia (2014)
- Ohio (2012)
- West Virginia Supreme Court of Appeals (2014)
- U.S. District Court, Southern District of West Virginia (2014)
- Supreme Court of Ohio (2012)

## Professional Organizations

- American Health Lawyers Association (AHLA)
- AHLA Young Professionals Council, Chair (2017), Vice-Chair (2016), Member (2015)
- Ohio State Bar Association
- West Virginia State Bar

## Speaking Engagements & Publications

### Speaking Engagements

- Presentation, "Legal Board Liabilities and How to Manage Risk" at the New River Health Association's board meeting on October 26, 2017
- Co-Speaker, "HIPAA-HITECH Privacy and Security in the Current Regulatory and Technical Environment: What it means for Your Organization" 2017 West Virginia HFMA Revenue Cycle Spring Workshop, Days Inn Hotel, Flatwoods, W.Va. (March 22, 2017 and March 2015)
- "Corporate Compliance: How do Boards Ensure Compliance with the Resources Available?" The Center for Rural Health Development 2016 WV Governance Forum, Stonewall Resort and Conference Center, Roanoke, W.Va. (April

30, 2016)

### **Writings and Publications**

- Co-author, "What health execs should watch: 2017 Supreme Court cases," Managed Healthcare Executive (Jan. 20, 2017)
- Contributor, "Freestanding EDs Can Have Special Compliance, Liability Concerns," Health Care Risk Management (Jan. 2017)
- Co-editor, "Legal and Operational Guide for Free Medical Clinics," American Health Lawyer's Association and American Medical Association Foundation (Sept. 2015)
- Co-author, "What You Need to Know About the Two-Midnight Rule," Managed Healthcare Executive (Dec. 2013)
- Co-author, "Clinically Integrated Networks Give Providers and Payers an Opportunity for Transformative Collaboration," BNA's Health Law Reporter (Nov. 2013)
- Ohio State Journal of Criminal Law, staff editor and chief managing editor

### **Community**

- Legal counsel to the Board of Directors of Capitol Market
- Education Elevator
- Appalachian Volleyball Academy, Board Member
- Playing competitive volleyball