



## Charles B. Oppenheim

(he/him)

### Partner

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### CAPABILITIES

Business Transactions

Compliance

Fraud and Abuse, Stark, Anti-Kickback Counseling and Defense

Hospital-Physician Integration

Managed Care

Mergers and Acquisitions

Value-Based Arrangements

Ambulatory Surgery Centers

Counties, Health Districts, and Public Agencies

Hospice

Hospitals and Health Systems

Physicians, Medical Groups, Medical Foundations, and Independent Practice Associations (IPAs)

Provider-Owned Managed Care, ACOs, and Clinically-Integrated Networks (CINs)

### EDUCATION

Fordham University School of Law, J.D., Member, Fordham Law Review, 1988  
Cornell University, B.A., 1984

### BAR ADMISSIONS

California, 1988

“The Stark Law and federal anti-kickback law are minefields that even the most sophisticated and scrupulous organizations can find difficult to navigate. Making matters more challenging, the rules and interpretations are always changing and evolving. My role is to guide my clients through unscathed and equip them with the tools they need to avoid problems moving forward.”

Health care organizations and hospital systems across the United States turn to Charles Oppenheim when issues involving Stark Law, anti-kickback statutes, and fraud and abuse threaten their operations, reputations, and finances. Recognized throughout the industry and by his peers as one of the nation's leading Stark Law experts, Charles has been involved in some of the most complex and consequential cases in this area of the law.

Charles co-authored the *2021 American Health Lawyers Association Monograph on Stark Law*, the seventh edition of a treatise he first wrote in 1998, which publication was cited by the Fourth Circuit Court of Appeals in *United States ex rel. Drakeford v. Tuomey*, No. 13-2219, 2015 U.S. App. LEXIS 11460 (4th Cir. July 2, 2015). The depth and breadth of his knowledge form the foundation of a singular practice that protects his clients' interests when threats arise under one of the most complex legal and regulatory schemes in health care.

Colleagues and courts alike rely on Charles' insights about Stark Law and anti-kickback matters contained in his many publications on the subject and in the expert testimony he is often called upon to provide in civil and criminal proceedings.

Taking a practical, holistic approach when counseling clients, Charles focuses not only on addressing the issue at hand but also on putting the programs and structures in place that can help avoid future exposure and compliance concerns. He provides clear analysis of the applicable law and facts, and develops multiple options designed to maximize the likelihood of a favorable outcome. In addition to creating and implementing robust compliance programs, Charles assists with internal investigations, responds to government enforcement actions, and negotiates settlements for health care providers throughout the industry.

Ranked by Chambers USA as a top California health care attorney, Charles has been described as “clearly a regulatory expert, with a very strong working knowledge of the landscape.” A client said, “He is a great expert in Stark Law” and “... very responsive and knowledgeable. He gives very thought-out advice and has a very good feel for what the market practices are.” Another client hailed him as “a premier expert.”

Charles’ practice also includes assisting clients with transactional, operational, and regulatory health care issues, including mergers and acquisitions, affiliations, joint ventures, and the formation of integrated delivery systems, including 1206(l) medical foundations. He has substantial experience in healthcare gainsharing, pay-for-performance, and clinical co-management agreements, and counsels managed care entities and ACOs, representing both health plans and providers in a variety of transactional and regulatory matters.

### **Representative Matters**

- Served as outside transactional and healthcare legal counsel for North America’s largest tattoo removal business with over 40 studios and plans for further expansion in the wake of a \$50 million private equity investment. Established its first tattoo removal and related management services agreement in North Carolina and represented the client in its acquisition of another tattoo removal business and associated management services agreement in Southern California.
- Served as special outside healthcare legal counsel to a technology-driven national physician enablement company in its October 2021 affiliation with one of the Greater San Francisco Bay Area’s leading healthcare specialty groups, caring for patients at over 125 locations with more than 400 providers spanning 42 specialties.
- Represented a major California medical center in a joint venture transaction with a Pennsylvania hospital and rehabilitation center operator to jointly manage 27 outpatient physical therapy clinics in the Los Angeles metropolitan area.
- Served as California healthcare regulatory counsel to a Professional Medical Corporation in connection with a \$545 million multistep transaction designed to more fully integrate the financial results of the client into the financial results attributable to a publicly-traded health management company, consistent with California’s restrictions on the corporate practice of medicine and fee-splitting.
- Served as outside legal counsel representing a leading nonprofit health system in Orange County and Los Angeles County that includes four hospitals, two medical groups, imaging centers, surgical centers, and more, in its joint venture partnership with a leading operator of nearly 200 physical therapy clinics to operate 17 community-based, full-service physical therapy centers in Southern California.
- Helped several different clients (a hospital system, a medical practice, and a long-term care provider) create their own value-based enterprises and structured their innovative value-based arrangements to advance their goals of increasing access to and quality of care while controlling healthcare costs. These are among the first value-based enterprises and value-based arrangements that were established following the 2021 Stark law exceptions and anti-kickback statute safe harbors.

### **Recognition**

- Best Lawyers, Health Care Law, 2013-2026
- Chambers USA, Top Healthcare Lawyer: California, 2010-2025
- Daily Journal’s Top Health Care Lawyers in California, 2023
- Guide to the Leading U.S. Healthcare Lawyers,
- Martindale-Hubbell, AV Rated
- Super Lawyers, Southern California, 2004-2026
- The Ambulatory M&A Advisor, Recipient of the Leading Lawyer Award, 2015
- Who’s Who in America,

- Who's Who in American Law,

### Professional Affiliations

- American Bar Association
- American Health Lawyers Association
- California Society for Healthcare Attorneys
- Los Angeles County Bar Association
- State Bar of California

### Community

- Donates time and legal services to a number of Los Angeles charities
- Former Chair of the Finance Committee and member of the Board of Trustees of The Accelerated School, a charter school in South Central Los Angeles

### News

- HLB Lawyers Author AHLA's The Stark Law: Comprehensive Analysis and Practical Guide, Eighth Edition
- Hooper, Lundy & Bookman Congratulates 2026 Southern California Super Lawyers
- 35 HLB Attorneys Receive Recognition by Best Lawyers in America 2026
- Hooper, Lundy & Bookman Earns Top Rankings in Chambers USA 2025
- Hooper, Lundy & Bookman Congratulates 2025 Southern California Super Lawyers
- HLB is Published in Thomson Reuters Westlaw Today
- Thirty-One HLB Attorneys Have Been Named "Best Lawyers in America 2025" and "Ones to Watch"
- Stephanie Gross, Emily Brodtkin and Charles Oppenheim Published in HCCA Compliance Today, "Physician gifts: Big things come in small packages"
- Hooper, Lundy & Bookman Again Ranked Among Top Health Law Firms In The United States By Chambers USA
- HLB's 2024 Southern California Super Lawyers
- Charles Oppenheim, Stephanie Gross and Aneliese Castro Published in CHLN's, "California Self-Referral Law (PORA): Still Alive and Kicking"
- Charles Oppenheim Quoted in MedCity News Article, "What Impact Will California's New 'Transaction Review' Law Have?"
- Twenty-One HLB Attorneys Have Been Named "Best Lawyers in America 2024" and Five HLB Attorneys as "Ones to Watch"
- Mark Reagan and Charles Oppenheim Named as 2023 Top Health Care Lawyers in California by the Daily Journal
- Charles Oppenheim and Stephanie Gross Published in Compliance Today, "Can compliance officers unring the bell?"
- Hooper, Lundy & Bookman Again Ranked Among Top Health Law Firms In The United States By Chambers USA
- HLB's 2023 Southern California Super Lawyers
- Twenty-Four HLB attorneys have been named "Best Lawyers in America 2023" and "Ones to Watch"
- Hooper, Lundy & Bookman Celebrates 35 Years!
- Hooper, Lundy & Bookman Again Achieves Recognition Among the Top Health Law Firms in the United States by Chambers USA
- Hooper, Lundy & Bookman Congratulates 2022 Southern California Super Lawyers
- HLB Lawyers Author American Health Law Association's Monograph on Stark Law
- HLB Attorneys Author False Claims in Healthcare

- Nineteen HLB Attorneys Recognized in “Best Lawyers in America 2022” and “Ones to Watch,” Plus One Attorney Named “Lawyer of the Year”
- Hooper Lundy & Bookman Achieves Recognition Among the Top Health Law Firms in the United States by Chambers USA
- Hooper, Lundy & Bookman Congratulates 2021 Southern California Super Lawyers
- Best Lawyers in America Recognizes 15 HLB Attorneys; One Attorney Named “Lawyer of the Year”
- Hooper, Lundy & Bookman Again Achieves Recognition Among the Top Health Law Firms in the United States by Chambers USA
- Hooper, Lundy & Bookman Congratulates 2020 Southern California Super Lawyers
- Hooper, Lundy & Bookman Ranked in the 2020 Edition of US News/Best Lawyers in America Best Law Firms
- Hooper, Lundy & Bookman Named To American Bar Association’s Health Law Top 10 List
- Hooper, Lundy & Bookman Launches Webinar Series with Focused Discussions on Post-Acute Care Partnerships
- Hooper Lundy & Bookman Recognized Among the Top Health Law Firms in the United States by Chambers USA
- Hooper, Lundy & Bookman Congratulates 2019 Southern California Super Lawyers
- Hooper, Lundy & Bookman Recognized as a Top Health Law Firm by Chambers
- Southern California Super Lawyers Named

## Insights

- DOJ Files FCA Complaint Against Vohra Wound Physicians
- The Future of the Stark Law is Clouded by Uncertainty
- Podcast: Charles Oppenheim was interviewed for AHLA’s Speaking of Health Law
- What You Need to Know About the Corporate Transparency Act
- HHS-OIG Releases New Compliance Guidance for Healthcare Providers
- California Proposes Regulations for Health Care Entity Pre-Transaction Notices
- Important OIG Advisory Opinion on Hospital-Employed NPs
- California Enacts Legislative Package Expanding Protections and Access to Abortion Services
- California’s Health Care Quality and Affordability Act
- Second Federal Court Case Interprets EKRA – Reaches Opposite Result
- Federal Court Interprets EKRA Narrowly – Allows Commission Payments
- Medicare Physician Fee Schedule Brings Sweeping Changes
- Key Case Interprets California’s Criminal Insurance Fraud and Self-Referral Laws
- CMS Proposes Major Changes to Split/Shared Billing Requirements – Opportunity for Comment
- Final Anti-Kickback and Stark Rules: Value-Based Arrangements and Beyond
- New Nurse Practitioner Laws Change Scope of Practice, Reporting Obligations, and Financial Restrictions
- Proposed California Law Would Mandate AG Approval for Almost All Hospital Affiliations with Other Providers
- CMS Issues Second Interim Final Rule to Expand Provider Flexibility and Coverage During the COVID-19 Pandemic
- CMS Clarifies Stark Law Blanket Waivers
- CMS Issues Broad Stark Law Waiver for COVID-19
- COVID-19 Response: HLB Resource Page, California State of Emergency and Guidance, and CMS Survey Guidance
- Proposed Stark & Anti-Kickback Regulations Are A Big Deal
- Health Law Perspectives June 2019
- What the Supreme Court’s Azar v. Allina Ruling Means for Health Care Providers
- Health Law Perspectives, February 2019

- Sweeping Changes to Knox-Keene Licensing Requirements Coming
- CMS Overhauls Medicare ACOs
- President Trump signs the SUPPORT for Patients and Communities Act (H.R. 6)
- New Regulation May Expand the Scope of Payment Arrangements Subject to Knox-Keene Licensure
- HHS-OIG Seeks Comments on Value-Based Care, AKS and CMP
- CMS Proposes Changes to Telehealth Reimbursement, Stark, Substance Use Disorder Treatment Reimbursement, and Evaluation & Management Reimbursement in the CY 2019 Physician Fee Schedule Proposed Rule
- The OIG Acts on Telehealth
- Health Law Basics for Massachusetts Lawyers
- Approaching Compliance Date for New IRS Safe Harbors for Private Use of Facilities Financed with Tax-Exempt Debt
- Bankrupt Lab Sues Physicians and Hospitals Nationwide
- Stark Law: New Self-Disclosure Protocol

## Events

- HLB Lawyers to Speak at Strafford Webinar
- HLB Lawyers are Panelists for “Generational Differences and Their Impact on Implicit Bias and Civility in the Practice of Law”
- HLB Sponsors LACBA’s 20th Annual Compliance Symposium
- Webinar: Final Anti-Kickback and Stark Rules: Value-Based Arrangements and Beyond
- Webinar: Navigating Stark During COVID-19
- Webinar: Key Takeaways from the Proposed Stark and Anti-Kickback Rules: What You Need to Know Today
- HCCA 2019 Orange County Regional Conference
- HLB Webinar – A Regulatory Shift In Knox-Keene Licensing Requirements
- HCCA’s 23rd Annual Compliance Institute
- 2019 CSHA Annual Meeting and Spring Seminar
- Strafford Webinar
- HCCA 4th Annual Healthcare Enforcement Compliance Conference
- Health Care Compliance Association 22nd Annual Compliance Institute
- California Society for Healthcare Attorneys 2018 Annual Meeting & Seminar
- California Association of Health Facilities Legislative Conference
- BHC 2017 Annual Conference on Current Healthcare Developments