



## Katrina A. Pagonis

**Partner**

**Chair, Regulatory Department**

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### CAPABILITIES

Antitrust and Unfair Business Practices

Compliance

Digital Health and Other Health Technologies

False Claims Act

Litigation, Mediation, Arbitration

Managed Care

Medical Education

Reproductive Health

Medicare, Medicaid, Other Governmental

Reimbursement and Payment

Hospitals and Health Systems

Trade Associations

### EDUCATION

Yale Law School, L.L.M., 2006

Georgetown University Law Center, J.D., 2005

Johns Hopkins Bloomberg School of Public Health, M.P.H., 2005

University of California, Berkeley, B.A., 2001

### BAR ADMISSIONS

California, 2009

### CLERKSHIPS

U.S. Court of Appeals for the Ninth Circuit

U.S. District Court for the District of Nevada

Katrina Pagonis is chair of the firm's regulatory department and a nationally recognized expert on implementation of the Affordable Care Act's market reforms, including the federal regulation of government-sponsored and private managed care plans and the establishment and operation of Health Insurance Exchanges ("Marketplaces") like Covered California. Katrina regularly advises clients on the impact of health care reform, as well as emerging health care reform proposals (from repeal-and-replace to single payer) at the state and national levels. She also provides regulatory and strategic advice to health care providers concerning managed care issues more generally, including out-of-network reimbursement, network configuration (narrow and tiered networks), reference pricing and cost-sharing limits, managed care contracting, and enrollment assistance activities.

In addition, Katrina regularly assists health care providers—including hospitals, long-term care providers, suppliers, pharmacies, hospices, physicians and medical groups—with a broad range of regulatory and Medicare/Medicaid reimbursement matters. She is an expert in site-neutrality initiatives for hospital outpatient services, meaningful use of electronic health records, health care technology, clinical trial agreements, antitrust, and internal investigations. Katrina represents providers in government investigations and False Claims Act cases and assists providers that have credible information regarding potential overpayments with the investigation, identification, reporting, and returning of overpayments. Until 2012, she was a full-time professor of health law at Hamline University School of Law (now Mitchell Hamline School of Law) in St. Paul, Minnesota.

### Recognition

- Chambers USA, Top Healthcare Lawyer: California, 2022, 2024
- Super Lawyers, Northern California, Rising Star 2019, Super Lawyer 2024
- Best Lawyers, Administrative/Regulatory Law, 2024

### Professional Affiliations

- Leadership Council on Legal Diversity
- American Health Lawyers Association
- American Bar Association

- California Society of Healthcare Attorneys

## Community

- Health Law Institute at Mitchell Hamline School of Law

## News

- Katrina Pagonis and Kelly Carroll's Case Reported in Law360 Article, "DC Circ. Nixes Medicare Hospital Inpatient Payment Rule"
- Katrina Pagonis and Kelly Carroll's Case Reported in Bloomberg Law Article, "Disputed Medicare Hospital Pay Rule Vacated by Appeals Court"
- HLB's Northern California Super Lawyers 2024
- Legal 500 Ranks HLB as a Top Healthcare Service Provider in the United States for 2024
- Hooper, Lundy & Bookman Again Ranked Among Top Health Law Firms In The United States By Chambers USA
- Katrina Pagonis is Quoted in Modern Healthcare article, "Higher fines compel most hospitals to disclose prices"
- Katrina Pagonis is Quoted in Modern Healthcare Article, "Feds understate financial impact of 340B 'clawback,' lawyers say"
- Twenty-One HLB Attorneys Have Been Named "Best Lawyers in America 2024" and Five HLB Attorneys as "Ones to Watch"
- Hooper, Lundy & Bookman Again Ranked Among Top Health Law Firms In The United States By Chambers USA
- 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
- HLB Attorneys Author False Claims in Healthcare
- Strategic Perspectives: Top Five Health Law Developments in 2020
- Financial Relief for Providers During the COVID-19 Pandemic: Guide
- Hooper, Lundy & Bookman Again Achieves Recognition Among the Top Health Law Firms in the United States by Chambers USA
- Hooper, Lundy & Bookman Elevates Three Partners and Four Senior Counsel
- 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
- Top Patent Litigator Drew Woodmansee Joins Hooper, Lundy & Bookman as Head of IP Practice
- 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
- CMS Proposes Coverage with Evidence Development for CAR T-Cell Therapies
- Survey Reveals Expectations of Sweeping Changes Coming to U.S. Health Care in the Next Two Years
- OHRP Provides Draft Guidance Regarding the Revised Common Rule Implementation Timeline and Transition of Existing Studies

## Insights

- Supreme Court Decision Overturns Deference to Agency Interpretations of the Law
- Proposed Rule on Remedy to 2018–2022 340B-Acquired Drug Payment Policy Would Reduce Non-Drug Outpatient Payments by 0.5% for 16 Years

- CMS Publishes RFI on ACA Essential Health Benefits
- Update: Justice Department Sues Idaho Over Abortion Prohibition in Medical Emergencies
- California's Health Care Quality and Affordability Act
- Unanimous Supreme Court Rules Against HHS in 340B Payment Reduction Challenge With Uncertain Consequences for Hospitals
- Update: CMS and OSHA Release Federal Vaccine Mandates
- Advisory Opinion on Sub-Regulatory Medicare Guidance
- Supreme Court to Consider the Constitutionality of the ACA: A Listener's Guide to Texas v. California
- CMS Issues Second Interim Final Rule to Expand Provider Flexibility and Coverage During the COVID-19 Pandemic
- HHS Announces Allocations from Provider Relief Fund; Hospitals Must Submit Data by Saturday, April 25 for Targeted Allocation
- HHS Distributes \$30 Billion in CARES Act Relief Payments to Providers
- CMS Expands the Accelerated and Advance Payments Program During COVID-19 Pandemic
- California Department of Public Health Requests 1135 Waiver During COVID-19 Emergency
- Increased Flexibility for Out-of-State Physicians to Assist with COVID-19 Response
- COVID-19 Response: HLB Resource Page, California State of Emergency and Guidance, and CMS Survey Guidance
- Divided Fifth Circuit Panel Rules the Individual Mandate is Unconstitutional and Remands for Further Analysis of Severability
- CMS Issues Final Hospital Price Transparency Rule, As Well As Proposed Insurer Cost-Sharing Disclosure Rule
- AseraCare Court Confirms that Difference of Reasonable Clinical Opinion Cannot Alone Establish Objective Falsity in False Claims Cases
- CMS Proposes Significant and Far-Reaching Hospital Price Transparency Requirements in CY 2020 OPPE Proposed Rule
- Health Law Perspectives June 2019
- Foreign Interests and Conflicts of Interest in Research
- What the Supreme Court's Azar v. Allina Ruling Means for Health Care Providers
- MACs Improperly Eliminate Pass-Through Treatment of Hospital Allied Health Program Costs
- President Trump Discusses Surprise Billing Legislation
- Health Law Perspectives, February 2019
- 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
- Federal Agencies Respond To Questions Regarding Out-Of-Network Reimbursement For Emergency Care
- HHS Updates Rules on Confidentiality of Substance Abuse Records
- Proposed Massachusetts Legislation Aims to Contain Health Care Costs: Highlights for Providers
- Senate Moves to Proceed on Affordable Care Act Repeal Legislation
- The Better Care Reconciliation Act of 2017 – A First Look
- The American Health Care Act of 2017 (AHCA): The Political Calculus Moving Forward and the Potential Impact on Medicaid, the Exchange and Individual Insurance Markets
- Federal Agencies Issue Revised Common Rule
- HLB Attorneys' In-Depth Analysis of the CMS's Final Rule Implementing the 60-Day Report and Return Statute for Medicare Parts A and B

## Events

- Lloyd Bookman and Katrina Pagonis are speaking at CHA's 2024 Hospital Finance & Reimbursement Seminar
- Katrina Pagonis and Nina Marsden are speaking at AHLA's Institute on Medicare and Medicaid Payment Issues
- Katrina Pagonis Speaking at AHLA Webinar
- No Surprises Act—Provider Obligations in 2022
- AHLA Institute on Medicare and Medicaid Payment Issues
- Webinar: No Surprises Act – Practical Tips and Outlook
- Webinar: Hospital Price Transparency: Preparing for January 2021
- COVID-19 Financial Relief for Providers: CARES Act Provider Relief Fund, Uninsured Program, and Coverage Issues
- COVID-19 and Legal Changes to AHP and Medical Resident Practice: Challenges in Redeploying Existing Healthcare Workforce During the State of Emergency and Beyond
- Webinar: COVID-19 Financial Relief for Providers—Supplemental Payments, Loans, and Beyond
- Webinar: CARES Act – Hot Topics for Health Care Providers
- HLB 2019 Managed Care Update Seminar
- The First Quarter is In the Books — What's In Store for the Rest of 2019
- The National Symposium on Health Law and Policy
- MHA 2019 Outpatient Prospective Payment System Update
- California Society for Healthcare Attorneys 2018 Annual Meeting & Seminar
- BHC 2017 Annual Conference on Current Healthcare Developments
- The 2016 Conference on Health Reform