



## David P. Henninger

### Of Counsel

Los Angeles: 310.551.8177  
dhenninger@hooperlundy.com

#### CAPABILITIES

Antitrust and Unfair Business Practices

Business Transactions

Compliance

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

Mergers and Acquisitions

Ambulatory Surgery Centers

Clinical Laboratory

Home Health

Hospitals and Health Systems

Imaging Centers

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

Community-Based Clinics

#### EDUCATION

George Washington University Law School, J.D., *cum laude*, 1983

University of Maryland, M.A., 1977

Bucknell University, B.A., 1972

#### BAR ADMISSIONS

California, 1991

Maryland, 1983

David Henninger has practiced health care law since 1986 and he served as Chair of Hooper, Lundy & Bookman's Transactional Business Practice Group for six years. He represents private and public hospitals, physicians and medical groups, diagnostic centers, ambulatory surgery centers, pharmacies, medical equipment companies and other health care entities in all types of business transactions, including the purchase and sale of facilities, the preparation of private offering documents, the structuring of joint ventures, and contract negotiations. He particularly specializes in advising clients regarding a wide variety of regulatory issues, including anti-kickback and physician self-referral laws, antitrust law, public and private reimbursement, licensing and certification issues, and regulatory compliance programs.

David has authored or co-authored numerous publications on healthcare regulatory issues, including an ongoing BNA portfolio on federal self-referral law. He also authored and annually updates the anti-kickback law and physician self-referral law chapters of the California Hospital Association's Compliance Manual, developed by the firm for the Association and first published in 2010.

David has testified as an expert witness in litigation, and frequently lectures on health care issues before such associations as the California Bar Association, the California Healthcare Association, the California Medical Association, the American Hospital Association, the Healthcare Financial Management Association, the California Society of Healthcare Attorneys, and the Medical Group Management Association.

He began his legal career in Maryland, as in-house counsel for Dun & Bradstreet Healthcare Information Services, a consulting and management corporation specializing in the development and operation of managed care programs such as preferred provider organizations and health maintenance organizations. In addition to his corporate duties as in-house counsel, he negotiated managed care contracts with hospitals and physicians in over fifty managed care networks across the country.

Prior to his legal career, David held a number of administrative and executive positions with the Maryland Department of Health and Mental Hygiene in health reimbursement and regulatory programs, including the Medicaid

Program, licensing and certification, health planning and hospital rate-setting. In 1985 he served as Executive Director of Maryland's state-wide health planning and certificate of need program.

He received his B.A. degree in political science from Bucknell University in 1972 and his M.A. degree from The University of Maryland in urban studies in 1977. He received his J.D. degree, *with honors* from The George Washington University Law School in 1983.

### Recognition

- Martindale-Hubbell , AV Rated Preeminent
- Super Lawyers, Southern California, 2005-2023
- Nightingale's Health Care News, Outstanding Physician Practice Lawyers

### Professional Affiliations

- American Health Lawyers Association
- California Society for Healthcare Attorneys
- Health Care Compliance Association
- Los Angeles County Bar Association
- Maryland State Bar Association

### Community

- Lecturer

### News

- HLB's 2024 Southern California Super Lawyers
- 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 Congratulates 2022 Southern California Super Lawyers

### Insights

- Approaching Compliance Date for New IRS Safe Harbors for Private Use of Facilities Financed with Tax-Exempt Debt