

John P. Doyle, Jr.

Partner

John is chair of the firm's Health Law Group and has played a significant role in the creation and organization of the practice of health law in the state of Maine for the past three decades. John provides a spectrum of legal services to diverse health-related clients in Maine and throughout the country. The providers he has counseled include regional and statewide hospitals and health systems, national, regional and statewide nursing facilities and long-term care organizations, physicians and physician groups, in addition to other providers and practitioners and their trade associations.

John also has handled many matters for regional and national health insurers, managed care providers, other payors and self-insured entities. He has argued health related matters before the Maine Supreme Court and the First Circuit Court of Appeals, including certificate of need, physician credentialing, Medicaid reimbursement, medical liability and board governance matters.

Previous Legal Experience

Prior to returning to Maine in 1979, he spent five years working in Washington, D.C., obtaining invaluable experience for his health law practice. During law school, he worked in the Office of the Legislative Counsel for the U.S. House of Representatives. Following graduation from Georgetown Law, he was as a legislative assistant to U.S. Senator William D. Hathaway. He worked on health-related issues before the Senate Finance Committee and Health Subcommittee of the Senate Labor and Human Resources Committee.

In 1977, he was appointed Chief Counsel and Staff Director to the United States Senate Subcommittee on Alcoholism and Drug Abuse. In that position, he oversaw federal programs with annual budgets of approximately \$1 billion and coordinated the first Congressional hearing on fetal alcohol syndrome.

Practice Areas

- Government Affairs
- Health Law
- Maine Legislative Team
- Cannabis Business

Education

- Georgetown University Law Center (J.D., 1975)
- Yale University (B.A., cum laude, 1972)



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Admissions

- Maine
- District of Columbia
- U.S. District Court, District of Maine
- U.S. Court of Appeals, First Circuit

Professional Affiliations

- American Health Lawyers Association
- American Bar Association
- Maine State Bar Association, founding chair of the Health Law Section, 1985-1994

Honors & Awards

- Selected as a New England Super Lawyer in the areas of Health and Administrative Law
- Listed in *Best Lawyers in America* for Health Law continuously since the section originated in 1992
- Designated 2013 "Lawyer of the Year" by *Best Lawyers in America* for Health Law in Portland, Maine

Civic Involvement

- Board Member, New England Council, 2009-2015
- Served on Board of Cheverus High School, Maine's Jesuit preparatory school, for seven years. Was Vice Chair of Board during planning, fundraising and construction of the Rev. John W. Keegan, S. J. Gymnasium
- Served on Board of Maine Irish Heritage Center for five years. Secured \$1.2 million insurance payment to fund reconstruction of Bell Tower at St. Dominic's Church, National Historic Landmark and home of the Center

Seminars and Publications

- "Fraud and Abuse Update: Tricks and Treats and Medicare Part B – Appeal Procedures & Case Studies, Maine Medical Association, November 1, 2013.
- "Advising Health Care Clients: Issues in Payment Reform," Maine Medical Association and Maine State Bar Association Health Law Section, August 7, 2013.
- Hosted and coordinated day-long Seminar on multiple regulatory and compliance issues, Maine Health Care Association, March 13, 2013.
- HIPAA Update with Pertinent Case Studies, (co-presented with Katrina Clearwater, Esq.), Maine Osteopathic Association 101st Annual Oceanside Convention, June 8-10, 2012.
- "Maine's Certificate of Need Program: Navigating an Increasingly Complex Process," (co-presented with Stephanie Rice, CPA of Berry Dunn), Maine Health Care Association, October 15, 2010.
- "Regulatory Approval Processes for Major Expenses, Bed Transfers, and Changes in Ownership by Long Term Care Providers: An Update," (co-presented with Stephanie Rice, CPA of Berry Dunn), Maine Health Care Association, October 3, 2012.
- "Affordable Care Act – Implementation in Maine – Elections Have Consequences," Northern New England Chapter of CUPA-HR (College and University Professional Association for Human Resources) Spring Meeting, Concord, NH, April 7, 2011.
- New England Council – Hosted multiple Congressional Roundtable presentations in Portland by Senators Susan Collins and Angus King and Representatives Chellie Pingree and Michael Michaud.

Publications

June 25, 2015

Health Law and Employment Law Alert: Supreme Court Rules in King v. Burwell

November 1, 2013

Fraud and Abuse Update: Tricks and Treats

Presentation

November 1, 2013

Medicare Part B—Appeal Procedures & Case Studies: Billing for Osteopathic Manipulative Treatment

Presentation

August 7, 2013

Advising Health Care Clients: Issues in Payment Reform

June 13, 2013

HHS-OIG Updates Self Disclosure Protocol

January 1, 2013

Affordable Care Act – Implementation in Maine

Representative Matters

- Counsel to Penobscot County Metro Treatment Center, a methadone medication assisted treatment facility in securing approval to expand in 2016 from the Bangor City Council, following federal court ruling that Council's initial denial violated the Americans with Disabilities Act.
- Counsel to Woodlands Senior Living, LLC in obtaining Maine DHHS approval and MaineCare funding for several memory care facilities.
- Counsel to St. Mary's Regional Medical Center in securing Certificate of Need approval in 2015 for merger of Medical Center and St. Margaret D'Youville Pavilion of Lewiston.
- Regulatory counsel to Eastern Maine Health Systems in connection with affiliation with Mercy Hospital. Certificate of Need (CON) approval for an \$89 million transaction issued October 2, 2013.
- Regulatory and financing counsel to VK Health Facilities, LLC, managed by National Health Care Associates, for the lease acquisition of seven Kindred facilities in Maine. CON approval for the transaction issued June 10, 2013.
- Regulatory Counsel to Genesis Healthcare for acquisition in 2007 of 11 Maine Sandy River nursing facilities, and ongoing representation on several subsequent financings and restructurings.
- Counsel since 1979 to the Maine Health Care Association, which represents more than 200 long term care facilities caring for Maine's elderly and disabled citizens.
- MaineCare/Medicaid and Medicare compliance matters. Have represented a wide range of providers on Medicare and Medicaid compliance issues and audit reviews by federal Office of Inspector General (OIG), the US Attorney's Office, Maine DHHS Program Integrity and Maine U.S. Attorney's Office. Have negotiated terms of settlement and corporate compliance agreements and addressed multiple investigations.
- Counsel to Mercy Hospital in securing CON approval in 2008 for an \$85 million hospital facility on the Fore River in Portland that now houses short-stay surgery, outpatient services and Mercy's Birthing Center.