



→ Lourdes Martinez

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Lourdes M. Martinez is a partner in the Governmental Practice in the firm's New York office.

Areas of Practice

Lourdes' practice includes defending clients in criminal, civil and regulatory government actions; assisting clients in implementing both fraud and abuse and HIPAA compliance programs; and advising clients on a wide array of compliance, regulatory and business matters.

She has defended clients in federal False Claims Act cases, quality of care cases, physician licensing matters and federal, state and other third-party audits. Her clients include both for-profit and not-for-profit skilled nursing facilities, hospitals, home health agencies, physicians and other providers.

Previously Lourdes was an Assistant District Attorney in the Kings County District Attorney's Office, where she prosecuted hundreds of felony cases from inception through trial and served as Special Counsel to the Crimes Against Children Bureau.

Honors

Leading Lawyer, Healthcare, *Chambers USA*, 2024

Crain's New York Business, Notable Woman in Law, 2023

Best Lawyers in America, Health Care Law, 2020-2022

Super Lawyers, New York Metro, 2019-2022

Articles

Lourdes frequently writes and lectures on regulatory defense and compliance issues. Her published works include articles written for the New York Health Law Update and the New York State Bar Association's Health Law Journal. In addition, she was a contributing author to the Legal Manual for New York Physicians, published by the New York State Bar Association in conjunction with the Medical Society of the State of New York.

Healthcare Law Blog

- "DHHS Bolsters Non-Discrimination Protections for Recipients of Covered Health Care Services and Activities," May 16, 2024
- "CMS Finalizes Federal Minimum Staffing Standards for Nursing Homes," April 25, 2024

- "CMS Issues a Final Rule Requiring Nursing Facilities and Other Providers and Suppliers to Disclose Additional Ownership Information," November 16, 2023
- "Long Term Care Facilities Face Mandatory Minimum Staffing Requirements," September 6, 2023
- "New York Medicaid Providers Now Have Two Pathways to Self-Disclose Overpayments to the Office of the Medicaid Inspector General," August 25, 2023
- "NY Nursing Home Minimum Staffing Assessments Set to Begin," July 5, 2023
- "CMS Takes Steps to Lower SNF Medicare Payment Error Rates," May 22, 2023
- "CMS Issues Proposed Rule Requiring Nursing Homes to Disclose Additional Ownership Information, Including Ties to Private Equity and REITS," February 27, 2023
- "Web Tracking Creates a Web of Data Privacy Risks," February 8, 2023
- "Nursing Homes Brace for Reforms and Heightened Government Scrutiny," January 17, 2023
- "Don't Let Drugs Bring You Down: The Importance of an Effective Drug Diversion Program," December 6, 2022
- "Long Term Care Update: CMS Revises Criteria for its Special Focus Facility Initiative," October 27, 2022
- "U.S. Congressional Committee Takes Aim at For-Profit Nursing Homes," September 30, 2022
- "CMS Issues a "Roadmap" for the End of the COVID-19 Public Health Emergency and Blanket Waivers," September 6, 2022
- "Nursing Homes Beware: the Government has Increased Its Scrutiny of Related Parties," August 22, 2022
- "OIG Warns Physicians About Entering into Arrangements with Telemedicine Companies," July 25, 2022
- "CMS Adopts Major Changes to LTC Facility Surveyor Guidance," July 5, 2022

Media Mentions

With Billions At Stake, Texas Suits Target Nursing Home Rule
Law360, 08.20.2024

New Staffing Minimums Rattle Nursing Home Industry
Law360, 04.30.2024

How Nursing Homes Can Prepare for Staffing Standards, Gaps
Xtelligent Healthcare Media, 12.04.2023

HHS Releases Nursing Home Owner, Manager Disclosure Rule
Law360, 11.15.2023

OIG to audit nursing homes' use of related parties
McKnights Long-Term Care News, 08.24.2022

Speaking Engagements

- Legal Update, New York State Society of Certified Public Accountants Healthcare Conference Webcast, September 23, 2021

- Hot Topics in Reimbursement and Compliance Review, HFMA Metropolitan New York Chapter Webinar, October 23, 2020
- Using Telehealth to Improve Access and Outcomes During COVID-19, LeadingAge New York Virtual Annual Conference & Expo, September 30, 2020
- COVID-19: What Do We Know? Where Do We Go?, Greater New York Health Care Facilities Association's Webinar, July 1, 2020
- Regulatory Updates, GNYHCFA Seminar, March 5, 2020

Events

Tips for Evaluating the Effectiveness of your Compliance Program
Webinar, 03.20.2024

HFMA Annual Winter Revenue Cycle Academy 2024
New York, 02.09.2024

Finance Friday - OMG! The Latest from OIG, OMIG, HHS, CMS & DOH
Webinar, 02.02.2024

CMS Proposes Minimum Staffing Requirements for Skilled Nursing Facilities
Webinar, 09.27.2023

Legal Hot Topics in Compliance
Fordham Law School, 06.23.2023

National Healthcare Facility Rx Diversion Summit
Hilton Daytona Beach Oceanfront, Daytona, FL, 04.17.2023

The End of the COVID-19 PHE: Bracing and Preparing for the Financial Impact
Webinar, 03.23.2023

Essential Updates for Nursing Homes
Webinar, 03.22.2023

ABA Health Law Section's 24th Annual Emerging Issues in Healthcare Law Conference
Manchester Grand Hyatt, San Diego, CA, 03.09.2023

New York State OMIG Publishes New Guidance on Health Care Compliance Programs, Self-Disclosures and Medicaid Managed Care Fraud, Waste & Abuse Prevention
Webinar, 02.22.2023

Is Your Website A Data Breach Liability? Legal and Regulatory Considerations Around Website Technology & Third-Party Tracking in Healthcare
Webinar, 02.09.2023

Preparing for 2023: Nursing Homes Brace for Reforms and Heightened Government Scrutiny
Webinar, 01.19.2023

Don't Let Drugs Bring You Down: Get the Scoop on How to Effectively Prevent, Recognize, Investigate and Report Drug Diversion
Webinar, 12.08.2022

Mid-Year Reimbursement Update Seminar: Legal Update
09.28.2022

SNF Updates Including Implementation of Phase 3
Long Island Marriott, 09.14.2022

Memberships

Member, American Health Care Association

Member, National Center For Assisted Living

Board of Directors, Catholic Charities of the Archdiocese of New York

Board of Directors, DeSales Media

Board of Directors, St. Johns Law School Alumni Board

Advisory Board, Center for Law and Religion, St. Johns Law School

Podcasts & Webinars

Tips for Evaluating the Effectiveness of your Compliance Program (and Why it Matters)
03.20.2024

CMS Proposes Minimum Staffing Requirements for Skilled Nursing Facilities
09.27.2023

Home Health Agencies, Skilled Nursing Facilities Face Increased False Claims Act Enforcement Risk
08.02.2023

The End of the COVID-19 PHE: Bracing and Preparing for the Financial Impact
03.23.2023

New York State OMIG Publishes New Guidance on Health Care Compliance Programs, Self-Disclosures and Medicaid Managed Care Fraud, Waste & Abuse Prevention
02.22.2023

Your Website A Data Breach Liability? Legal and Regulatory Considerations Around Website Technology & Third-Party Tracking in Healthcare
02.09.2023

Preparing for 2023: Nursing Homes Brace for Reforms and Heightened Government Scrutiny
01.19.2023

Don't Let Drugs Bring You Down: Get the Scoop on How to Effectively Prevent, Recognize, Investigate and Report Drug Diversion
12.08.2022

Practices

False Claims Act
Governmental Practice
Healthcare
Healthcare Enforcement

Industries

Healthcare

Education

J.D., St. John's University School of Law, 1992
B.S., University of Scranton, 1988

Admissions

New York
New Jersey
Connecticut