# WINSTON & STRAWN LLP

# Amy Gordon Addresses Health & Welfare Plan ERISA Litigation

NOVEMBER 15, 2018

Employee Benefits Partner Amy Gordon will speak at American Conference Institute's 16th National Forum on ERISA Litigation in New York. The conference will provide attendees with insights on how to prevent, manage, and defend against rising, costly ERISA disputes.

Amy will speak on the November 15 panel titled "Examining the Many Facets of Health and Welfare Plan Litigation Relevant to ERISA." This session will address:

- Anti-Assignment Clauses
  - Assessing the enforceability of anti-assignment clauses and its effect on claims by health care providers against plans and insurers
    - Examining how courts are trending with anti-assignment clause cases
    - Review of Advanced Orthopedics, a Third Circuit Court case on right to confer a power of attorney versus assignment clauses
- Mental Health Claims
  - Impact of mental health claims in the ERISA context
  - Updates on the Mental Health Parity and Addiction Equity Act
  - Applicability of ERISA's fiduciary standards in the health plan context
  - Overview of alternative treatment plans (wilderness therapy, equine therapy, ABA therapy) and determining whether these are covered
- Overpayment
  - Examining litigation between insurers and health care providers on recoupment of overpayment
  - Addressing questions of fraudulent activity of health care providers on servicers rendered to patients
  - Assessing the rise of claims of overpayment for drug and alcohol programs

- Prescription Drug Cases

  - Analyzing Second Circuit Court's opinion Express Scripts/Anthem on breach of fiduciary duty and establishing drug prices

To receive a 10% discount, use the following code at registration: S10-824-824L19.SE.

1 Min Read

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## Related Locations

Chicago

## Related Capabilities

ERISA Litigation
Employee Benefits & Executive Compensation

## Related Regions

North America

# Related Professionals



Amy Gordon