

To: Hospitals and Health Systems *and* Fraud and Abuse
Practice Group Members

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Date: June 22, 2012

June 2012 SRDP Settlements

By John Garver, III^{*}

On June 13, the Center for Medicare & Medicaid Services (CMS) announced its ninth settlement under the Voluntary Self-Referral Disclosure Protocol (SRDP). This settlement involved violations of the federal physician self-referral statute (commonly known as the Stark Law) by a hospital located in Alabama (Hospital). The Hospital disclosed under the SRDP that it violated the Stark Law by using a rental charge formula that did not satisfy the requirements of the rental of equipment exception under the Stark Law. The Hospital's violations were settled for \$42,000. Access CMS' quarterly list of "select" self-disclosures resolved under the SRDP, including this settlement, [here](#).

**We would like to thank John B. Garver, III, Esquire, and Jennifer C. Hutchens, Esquire (Robinson Bradshaw & Hinson PA, Charlotte, NC), for coordinating this email alert. We would also like to thank the Hospitals and Health Systems Practice Group leadership for sharing this alert with the Fraud and Abuse Practice Group.*

Member benefit educational opportunity:
Participate in the [webinar](#)--from the U.S. Supreme Court to your clients:
impact and implications of the ACA decision (June 29).

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