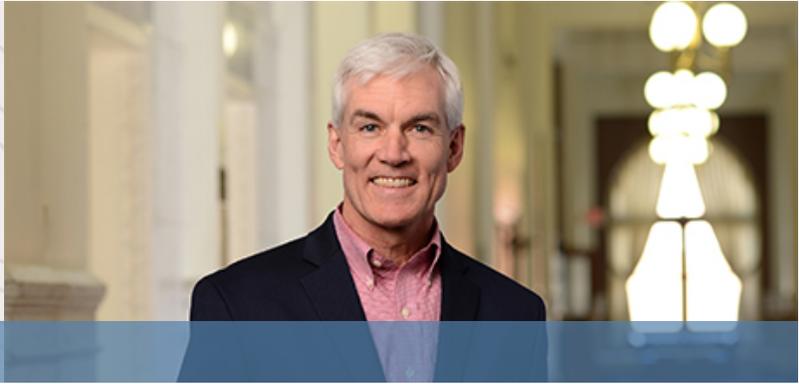




# James F. Flynn

Managing Partner



Jim Flynn is Bricker & Eckler's Managing Partner and chair of the firm's Health Care industry group. He has been with the firm since he started practicing law in 1990. His practice is focused on board governance, executive compensation, transactions and health care law.

Jim has earned a statewide and national reputation as a leading legal advisor in health care law. He has extensive experience counseling clients on matters relating to transactional, regulatory and governance matters, specifically relating to mergers and acquisitions, board governance, executive compensation, public-private partnerships, reimbursement, health planning and long-term care.

As Managing Partner, Jim leads the firm's executive committee, develops and implements the firm's strategic initiatives, and oversees the day-to-day operations led by the firm's COO, Chief DEI Officer and operations team. Passionate about moving the needle on diversity and inclusion efforts in the legal profession, Jim is actively engaged within the Leadership Council for Legal Diversity, The Diversity Lab's Mansfield Rule certification process, the Columbus Bar Association's Managing Partner Diversity Initiative and Gender Equity in the Legal Industry (GELI) efforts and programs, as well as many firm and community activities. Jim is also active in the recruitment and development of talent for the firm. His notable leadership accomplishments include:

- Addition and hiring of new Chief Diversity, Equity and Inclusion Officer
- Expanded geographic footprint of the firm
- Implementation of Mansfield Rule certification
- Leadership development training, both internally and in partnership with other organizations
- Guiding the firm's business operations during the COVID-19 pandemic

## Bar Admissions & Activities

- Admitted, Supreme Court of Ohio
- Admitted, Supreme Court of the United States of America
- Admitted, United States District Courts for Southern District of Ohio, the Northern District of Ohio and the District of Columbia
- Admitted, United States Court of Appeals for the Sixth Circuit, the Seventh Circuit and the District of Columbia
- Member, Columbus Bar Association; Admissions Committee, 2005–present; Managing Partner Diversity Initiative, 2018–present

## Education

- University of Notre Dame (J.D.), 1990

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### CONTACT INFORMATION

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### INDUSTRIES & PRACTICES

Regulatory Law  
Health Care Law  
Health Care Industry  
Business Law

*Flynn is a true resource and expert in the field of health care law. Additionally, he is well-versed and connected in the industry. The knowledge and contacts allow dynamic input and involvement from many different perspectives. Jim is timely, effective and collaborative.*

*Tim Colburn, Berger Health System, as quoted in Best Lawyers, 2019*



# James F. Flynn

Managing Partner

- University of Notre Dame (B.A.), 1987

## Awards & Recognition

- Listed, *Best Lawyers in America* (Health Care Law), 2001–2023
- Recognized, *ChambersUSA*, Health Care with a Band 1 ranking, 2013–2022; Band 2 ranking, 2012
- Listed, *Ohio Super Lawyers* (Health Care), 2004, 2007–2021; Top 5 Columbus, 2013; Top 50 Columbus, 2010–2015; Top 100 Columbus, 2009–2014
- Listed, Client Service All-Stars, BTI Consulting Group, 2019–2020
- *Best Lawyers in America*, Columbus Lawyer of the Year (Health Care Law), 2015, 2018
- Ranked as AV Preeminent by Martindale-Hubbell

## Presentations & Published Works

- Speaker, multiple Board retreats and governance training (e.g., "Governance Do's and Don'ts and Best Practices", January, 2021
- Author, "2020—The Year to Invest in Your Professional Self," *AHLA Connections*, December 2019
- Speaker, "Fundamentals of Medicare Parts A and B," American Health Lawyers Association Fundamentals of Health Law, November 2019.
- Speaker, "The Health Care Industry is Transforming One Deal at a Time: What You Need to Know to Prepare and Respond," American Health Lawyers Association Annual Meeting, June 2019
- Speaker, "Fusion Reaction: Political, Business, and Legal Realities Collide for Hospital Partnering opportunities," American Health Lawyers Association Annual Meeting, June 2017
- Speaker, "What the Settlements, Cases and Investigations Teach Us," Ohio Hospital Association Annual Meeting, June 2017
- Speaker, "Compliance in the Post-Acute Care Environment," Ohio Health Information Management Association, March 2017
- Speaker, "Meaningful Use Payment and Audit Issues in 2016," American Health Lawyers Association Annual Meeting, April 2016

## Professional & Community Activities

- Leadership Council on Legal Diversity, 2018–present
- Ohio Business Roundtable, 2018-present
- One Columbus Leadership Circle, 2019-present
- Harry C. Moores Foundation Trustee, 2018-present



# James F. Flynn

*Managing Partner*

- LawVision Managing Partner Roundtable, 2018-present
- American Health Law Association: Board of Directors, 2015–2021; Executive Committee, 2019–2021; Chair of Education Committee, 2019–2021; Chair of Regulation, Accreditation and Payment Practice Group, 2013–2015; Vice Chair, 2006–2013
- Cristo Rey Columbus High School Professional Work Study Program, 2013-2020
- Society of Ohio Hospital Attorneys, 2002-present
- Leadership Columbus, Class of 2007 graduate
- Columbus Christmas in April (now known as "Modcon Living") co-founder and past president, 1990-1999
- Alzheimer's Association of Central Ohio Board Member, President and Treasurer, 2000-2011

## Experience

### Development of long-term incentive plan for non-profit

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While Long-Term Incentive Plans have been used by for-profit businesses for many years, non-profit businesses are beginning to incorporate them also. Collaborated with nonprofit client to develop a new program customized to the mission and goals of that organization.

### Conversion of public hospital and affiliation with large health care system

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Advised a government-owned hospital and worked with elected officials to convert a public hospital into a nonprofit business and large health care system affiliate. The transaction involved unique and negotiated features necessary to satisfy elected officials' priorities, the community's needs for local health care access, and the opportunities and efficiencies available through affiliation with a sophisticated tertiary care system.

### Board governance project

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Actively engaged and helped lead the effort to significantly update and modify the governance structure for a large nonprofit organization.

### Amicus in support of HHS interpretive rule

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Prepared an amicus brief on behalf of the American Hospital Association in support of the U.S. Department of Health and Human Services (HHS) interpretive rule providing guidance on the scope of the exclusion of orphan drugs from 340B discounts.

### Public records disclosures

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Advise public hospitals regarding responses to requests for a large number of public records.



**James F. Flynn**

*Managing Partner*

## **Medicare reimbursement matters**

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Represent large teaching hospitals and other non-teaching hospitals on Medicare reimbursement matters and cost report appeals, which include appeals of administrative agency decisions and various court appearances.

## **Medicare reimbursement underpayment settlement**

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Negotiated a settlement of Medicare reimbursement underpayments with the federal government on behalf of two large health systems.

## **Electronic health records**

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Serve as counsel to the Ohio Health Information Partnership and assist with all aspects of its operation of a health information exchange (CliniSync).

## **Representative Matters**

- Two transactions involving a public hospital combining with a private hospital
- Development of executive compensation packages for CEOs and other executives
- Development of a long-term incentive plan for a non-profit organization
- Updates and enhancements to corporate governance documents, including incorporation of environmental, social and governance (ESG) principles