



David W. Gee

Owner - Seattle

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David Gee practices in the areas of healthcare law, business law, employment law, and mergers and acquisitions. As a member of the firm's full-service health law practice, David represents clinical laboratories across the country. David has advised clinical labs for the past 20 years, both as outside legal counsel on behalf of the firm, and as in-house legal counsel prior to joining the firm. Mr. Gee also represents an array of other healthcare providers including hospitals, long-term care facilities and physicians. As a former in-house attorney and executive officer of a publicly-traded company, he brings both a legal and a business perspective to his practice.

Prior to joining the firm in 1996, Mr. Gee served as Executive Vice President and General Counsel of Unilab Corporation, a publicly-traded clinical laboratory company in California prior to its acquisition by Quest Diagnostics. He also previously served as associate counsel for Laboratory Corporation of America and National Health Laboratories; serving as director of litigation and chief employment counsel, in addition to his role as regional operations healthcare compliance counsel.

Currently, Mr. Gee provides legal guidance regarding corporate governance, business operations and transactions, healthcare compliance, HIPAA and Stark regulations, Medicare/Medicaid law reimbursement, managed care, patient rights and quality assurance. He has also managed the due diligence required in the acquisition of several multimillion dollar laboratory operations.

Mr. Gee also has broad experience with employment law, including developing employment policies, handbooks and contracts, and well as providing training to human resources departments and company managers regarding compliance with California, Washington and federal employment laws.

Representative Engagements

- Represented clinical laboratory company in performing regulatory compliance due diligence in connection with its \$50 million+ sale of business
- Represented clinical laboratory company with regulatory compliance due diligence in connection with its \$90 million+ sale of business
- Represented clinical laboratory in \$15 million+ sale of business
- Represented hospital outreach laboratory management company in successful negotiation of multimillion dollar agreements with hospitals

- Represented medical device developer/manufacturer in developing and negotiating clinical trial agreements with national and international medical institutions and investigators
- Represented hospital system in connection with design of laboratory outreach program
- Represented national and regional clinical laboratory companies in the development and roll-out of comprehensive corporate compliance programs and policies
- Represented restaurant services company with multimillion dollar corporate refinancing and restructuring

Services

- ▶ Healthcare
- ▶ Mergers and Acquisitions
- ▶ Privately Held Companies
- ▶ Labor and Employment

Industries

- ▶ Healthcare
- ▶ Hospitality, Travel and Tourism

Education

- ▶ Brigham Young University - J. Reuben Clark Law School, J.D., *magna cum laude*, 1987
 - ▶ Order of the Coif
 - ▶ Articles Editor, *Law Review*
- ▶ Brigham Young University, B.A., Economics, 1984
 - ▶ Dean's Scholar
 - ▶ National Merit Scholar

Admissions

- ▶ California, 1987
- ▶ Washington, 1998

Professional Recognition

- ▶ Named by peers to *The Best Lawyers in America* in the area of Health Care, 2012

Languages

- ▶ Dutch

Professional Activities

- ▶ Board of Directors, Washington State Society of Healthcare Attorneys, 2006-present
- ▶ Member, King County Bar Association, 1998-present
- ▶ Member, American Health Lawyers Association, 1994-present
- ▶ Member, American Bar Association, 1988-present
- ▶ Judicial Clerk, Supreme Court of Utah, Associate Chief Justice I. Daniel Stewart, 1987-1998

Community Activities

- ▶ Board of Directors, BYU Management Society, Puget Sound Chapter, 2006-2009
- ▶ Board of Directors, Families for Effective Autism Treatment (FEAT) of Washington, 1999-2008
- ▶ *Pro Bono* General Counsel, Autism Spectrum Treatment and Research Center (ASTAR), 2003-2008
- ▶ Troop Committee, Boy Scout Troop 500, Sammamish Trails Council, 2000-2009

Events

- ▶ Protecting Your Laboratory Against PHI Breaches and HIPAA Penalties: Increased Enforcement in 2012 Means Now is the Time to Prepare for HIPAA Audits, Webinar, March 22, 2012
- ▶ "The Federal Government's Increased Focus on the Health Care Industry: More Lawyers, Guns and Money," Washington State Society of Healthcare Attorneys, 2011 September Quarterly Meeting, Seattle, WA, September 30, 2011
- ▶ The Complex Science of Regulatory Compliance: Ways to Protect Your Laboratory Investment, Webinar, May 17, 2011
- ▶ "Hospital Laboratories: Business Strategies and Alternative Business Models to Optimize Value," Executive War College 2011, New Orleans, LA, May 5, 2011
- ▶ "Turning Up the Heat: 10 New Reasons to Tune Up Sales and Marketing Compliance," 3rd Annual LabCompete Conference, Washington G-2 Reports, Las Vegas, NV, December 8-10, 2010
- ▶ "Turning Up the Heat - 10 New Reasons to Tune Up Your Compliance Program," Washington Clinical Laboratory Conference, Seattle, WA, November 8, 2010
- ▶ "Global Warming in the Health Care Industry," 2010 Annual Meeting, California Clinical Laboratory Association, San Diego, CA, November 5, 2010
- ▶ Healthcare Legal Issues in Review, Garvey Schubert Barer, Seattle, WA, December 18, 2007

Publications

- ▶ "The Complex Science of Regulatory Compliance in the Laboratory," co-author, *Compliance Today* magazine, October 2011.
- ▶ "Strictly Speaking: CMS Stark Law Guidance to Labs on Speculums and Other Supplies," Garvey Schubert Barer Legal Update, Sept. 8, 2011.
- ▶ "Public Hospital Districts and Non-Healthcare Related Tort Claims for Damages: Is Your District Meeting All of the Requirements?," Garvey Schubert Barer Legal Update, April 28, 2011.

- ▶ "Minimizing Risk in Lab Sales and Marketing," *Compliance Perspectives, G2 Intelligence Compliance Report*, April 2011.
- ▶ "The Washington Supreme Court Allows Private Lawsuits Against Health Care Providers Who Do Not Report Suspected Child Abuse," *Garvey Schubert Barer Legal Update*, February 2011.
- ▶ "10 New Reasons To Tune Up Your Compliance Program," *Garvey Schubert Barer Legal Update*, Fall 2010.
- ▶ "New Developments Regarding Ancillary Services," *Garvey Schubert Barer Legal Update*, May 5, 2010.
- ▶ "Discounting Issue Becomes More Vexing," *Washington G-2 Compliance Report*, Volume 1, No. 3, March 1999.
- ▶ "OIG on Discounts: 'Anything But Clear'," *Washington G-2 Compliance Report*, Volume 1, No. 1, January 1999.