

## Darrell Armer

### Partner

An experienced dealmaker and strategic advisor for a diverse group of healthcare clients, Darrell Armer focuses his practice on structuring complex commercial transactions that not only achieve his clients' business goals, but also minimize risk within strict regulatory frameworks. Leader of the Healthcare Transactions Practice Group, he has over 20 years of experience managing all aspects of the organization, reorganization, funding, operation and merger/acquisition of a variety of providers, including hospitals, ambulatory surgery centers, physical therapy companies, diagnostic imaging centers, medical and dental practices, and home health agencies, as well as various provider networks. He is Board Certified in Health Law by the Texas Board of Legal Specialization.

Darrell has negotiated and structured numerous mergers and acquisitions of healthcare providers on behalf of both sellers and buyers. This unique experience working on both sides of the deal helps Darrell anticipate many issues that typically arise and resolve them proactively before they can impede negotiations or break the deal altogether. Darrell also serves as outside general counsel for many of his clients, guiding them through a variety of operational and administrative matters, including Medicare/Medicaid and other third-party reimbursement and appeals, licensure issues with state boards, cyber security and related breaches, vendor contracts plus much more.

Keeping clients out of trouble is also a substantial part of Darrell's practice. He helps clients maintain compliance with all federal and state regulations that impact entity structuring, commercial transactions and day-to-day operations, particularly the Stark Law and the Anti-Kickback Statute, HIPAA and other privacy laws, and antitrust considerations. Darrell also plays a significant role in protecting clients when they're facing potential civil or criminal liability in government investigations or litigation involving alleged fraud or other regulatory violations. He works hand-in-hand with the firm's white-collar lawyers, providing valuable insight on the substantive regulatory issues involved to ensure that clients



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**Industries**  
Healthcare

**Practices**  
Healthcare  
Real Estate

**Education**  
J.D., Texas Tech University School of  
Law (1994)  
B.B.A., The University of Texas (1991)

**Bar Admissions**  
Texas

achieve the best outcome possible.

## Experience

### **M&A – Physician Practices**

- Represented Texas radiology practice in \$45 million asset sale to national radiology practice, which included complex reorganization of selling entities.
- Represented Illinois radiology practice in \$25 million stock sale to national health care entity.
- Represented vascular medical practice in \$40 million asset sale to national, publicly traded health care system.
- Represented venture capital firm in several acquisitions of dermatology practices in Texas and Hawaii.
- Represented large pathology group in complex corporate reorganization and restructuring.

### **M&A – Ancillary Providers**

- Represented pharmacy in acquisition of assets of retail pharmacy.
- Represented laboratory provider in acquisition of controlling membership interest in clinical laboratory.
- Represented several entities in acquisitions of controlling membership interests in hospice providers and health home providers.

### **Regulatory and Other Matters**

- Represented direct primary care provider in formation and operation of family medicine clinics.
- Represented several providers in analysis of pass-through laboratory

billing issues.

- Represented several providers in accounts receivable factoring arrangements.
- Represented several nonprofit health organizations in formation and certification of entity by Texas Medical Board.

### **Securities**

- Private offering of membership interests in ambulatory surgery center.
- Private offering of membership interests in several laboratories, pharmacies and management companies.

### **Press Releases**

- “Darrell Armer and Ruth Ann Daniels Inducted as Fellows of Texas Bar Foundation” (April 19, 2013)

### **Thought Leadership**

- “The SUPPORT Act: Impact of Federal Opioid Legislation on Physicians and Physician Organizations”, *AHLA Physician Organizations Newsletter* (December 2018)
- “Opioid Legislation Establishes New All-Payor Anti-Kickback Provision”, Gray Reed Legal Alert (November 1, 2018)
- “Recent Amendments to the FCA”, Gray Reed & McGraw Legal Alert (August 25, 2010)
- “Health Care Reform Places Affirmative Duty on Providers to Refund Overpayments from Federal Health Care Programs” (July 2010)
- “What Does Health Care Reform Mean For Physicians?” (April 19, 2010)

### **Speeches and Presentations**

- “Stark Implications & Other Concerns in the Changing Sphere of Physician-Owned Medical Office Buildings”, ACHE North Texas (September 26, 2019)
- “Indemnification in Healthcare Contracts: Concepts, Coverage and Clauses”, Dallas Bar Association- Health Law Section (November 16, 2016)
- “Recent Settlements and Developments (Stark and Anti-Kickback Statutes) and Key Issues Affecting Physician/Hospital Relationships”, Dallas Bar Association (April 16, 2014)
- “Adoption, Implementation, and Legal Issues Surrounding Electronic Health Records”, Health Law Section of the Dallas Bar Association (January 20, 2010)
- “Medical Records Law”, Lorman Education Services (December 2, 2009)

### Honors

- Recognized as the “Lawyer of the Year” for Health Law in Dallas by *The Best Lawyers in America* (2020)
- Selected by his peers for inclusion in Woodward/White, Inc.’s *The Best Lawyers in America* in the field of Health Care Law (2012, 2014 – 2020)
- Selected as a Best Lawyer in Dallas by *D Magazine* (2013, 2017 - 2019)
- Named a “Super Lawyer” (2009 - 2019) and a “Rising Star” (2006 - 2009) by Texas Super Lawyers (a Thomson Reuters business) as published in *Texas Monthly*

### Organizational Involvement

- Dallas Bar Association
  - Health Law Section
    - Chair (2008)
    - Officer (2005 - 2008)
    - Council Member (2003 - 2009)
- American Health Lawyers Association