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Stuart J. Vogelsmeier

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Stuart J. Vogelsmeier is the Executive Vice President of Lashly & Baer, P.C., and Chair of the Health Care and Business practice. He is a business lawyer and represents health care providers, health care organizations, owner-operated businesses and professionals in Missouri, Illinois, and nationwide. He practices health law and corporate law.



His clients have included major health systems, national healthcare group purchasing organizations, dental service organizations, senior living facilities, multi-specialty physician groups, critical access hospitals, rural health centers, imaging centers, ambulatory surgery centers, billing companies, durable medical equipment suppliers, and individual providers.

Mr. Vogelsmeier has been involved in every phase of the life of a business. This includes dealing with structuring businesses, buying and selling businesses, providing regulatory advice, negotiating contracts and leases, and structuring joint ventures. Health care providers rely on his advice for operating issues such as Medicare compliance, the Stark law, fraud and abuse, group purchasing, joint ventures, tax-exemption compliance, clinical research matters, reimbursement, telemedicine, and ancillary services. He counsels health care providers and business owners on licensure, information systems, risk management, liability protection, and real estate matters.

Stu earned his J.D. from Washington University School of Law where he was an Executive Editor for the Washington University Law Quarterly. He has also been selected by his peers for inclusion in *Best Lawyers in America*® in the field of Health Care Law, most recently in 2020.

Primary Practice Areas

- Health Care
- Business & Corporate

Bar Admissions

- Supreme Court of Missouri, 1988
- Supreme Court of Illinois, 1989

Education & Academic Honors

- J.D., Washington University, 1988
- Executive Editor, Washington University Law Quarterly
- B.A., *with high distinction*, Economics, Valparaiso University, 1985



Professional Associations

- American Health Lawyers Association
- St. Louis Health Lawyers Association
- Missouri Society of Healthcare Attorneys
- American Bar Association - Health Law Section
- The Missouri Bar
- Illinois State Bar Association
- Bar Association of Metropolitan St. Louis

Representative Clients

- ClearPath Senior Holdings
- Mercy Health
- Medical Device Innovation Consortium
- Affordable Care

Recent Publications or News

- Lecturer, “Compliance for Providers,” Southern Illinois Chapter of HFMA meeting, March 2018
- “Scrutiny Increases on Smaller HIPAA Breaches,” Greater St. Louis Chapter HFMA Fall 2016 Newsletter
- “Anti-Kickback and Stark Law Update,” Illinois Critical Access Hospital Network’s Compliance Workshop, May 2016
- “Perks and Freebies: Fun or Fraud,” Illinois Critical Access Hospital Network’s Compliance Workshop, May 2016
- “Legal Issues that Impact Your Practice,” St. Louis Metropolitan Medical Society Physician Leadership Institute, February 2016
- “Provision of Complimentary Transportation Services; OIG Weighs In,” Greater St. Louis Chapter HFMA Fall 2015 Newsletter
- “Practical Guidance For Health Care Governing Boards,” Greater St. Louis Chapter HFMA Spring 2015 Newsletter
- “2015 OIG Work Plan Provides Insight For Providers,” Greater St. Louis Chapter HFMA Winter 2015 Newsletter
- “Payment For Referrals: It’s Still Not a Good Idea,” Greater St. Louis Chapter HFMA Fall 2014 Newsletter
- “OIG Examines Lab Payments to Referring Physicians,” Greater St. Louis Chapter HFMA Summer 2014 Newsletter
- “Key Compliance Issues for 2014,” Healthcare Financial Management Association Greater St. Louis Chapter Annual Legislative Update, February 24, 2014
- “Provider-Based Status: Does Your Facility Qualify?,” Greater St. Louis Chapter HFMA, Winter 2014 Newsletter
- “How Much Flexibility Do I Have in Billing The Patient?,” St. Louis Metropolitan Medicine, December 2013
- Co-Author, “Photocopiers – The New Hotspot for HIPAA Risks,” Greater St. Louis Chapter HFMA Fall 2013 Newsletter

- Co-Author, “School-Based Health Centers Grow in Popularity,” Greater St. Louis HFMA, Summer 2013 Newsletter
- “Physician – Owned Distributorships: Tread Carefully,” Greater St. Louis Chapter HFMA Spring 2013 Newsletter
- “Key Compliance Issues for 2013,” Healthcare Financial Management Association Greater St. Louis Chapter Annual Legislative Update, February 26, 2013
- “Waiving Co-Pays and Deductibles-Part II,” Greater St. Louis Chapter HFMA, Winter 2013 Newsletter
- “Waiving Co-Pays and Deductibles-Part I,” Greater St. Louis Chapter HFMA, Fall 2012 Newsletter
- “Anti-Fraud Provisions of Affordable Care Act Should Not Be Overlooked,” Greater St. Louis Chapter HFMA, Summer 2012 Newsletter
- “Coupon Arrangement for Health Care Services Approved by OIG,” Greater St. Louis Chapter HFMA, Spring 2012 Newsletter
- “Provision of Complimentary Transportation Services to Patients: Good Business or Regulatory Nightmare,” Greater St. Louis Chapter HFMA, Winter 2012 Newsletter
- “2012 OIG Work Plan Provides Compliance Focus For Providers,” Greater St. Louis Chapter HFMA, Fall 2011 Newsletter
- “OIG Takes Critical Look at Certain Joint Ventures,” Greater St. Louis Chapter HFMA, Summer 2011 Newsletter
- “Face to Face Encounters Change Home Health Services,” Greater St. Louis Chapter HFMA, Spring 2011 Newsletter
- “Legal Issues Related to Purchasing,” Institute for Supply Management St. Louis, April 2011 Meeting
- “Key Compliance Issues For 2011,” Greater St. Louis Chapter HFMA, Winter 2011 Meeting and Winter 2011 Newsletter
- “No Charge Pre-Authorizations: Good Business or Legal Minefield,” Greater St. Louis Chapter HFMA, Fall 2010 Newsletter
- "Protecting Your Assets in Times of Crisis," *St. Louis Metropolitan Medicine*, October/November 2010
- “Stark Law Refresher,” Greater St. Louis Chapter HFMA Summer 2010 Newsletter
- "Protecting Your Assets in Times of Crisis," St. Louis Metropolitan Medical Society Spring CME Program, April 2010

Community Service & Awards

- Missouri Lawyers Media, Law Firm Leader Award, 2020
- *Best Lawyers in America*® - Health Care Law, 2020
- Designated as a member of the Top 100 St. Louisans To Know To Succeed in Business, Small Business Monthly, 2015
- Martindale-Hubbell, AV Preeminent® Peer Review Rating
- FIVE STAR: Best in Client Satisfaction Wealth Manager, *St. Louis Magazine*, 2009 & 2012
- Lutheran Church of Webster Gardens, Endowment Board, 2006-Present
- Christ Community Lutheran School, Board of Directors, 1996-2002

Employment History

- Lashly & Baer, P.C.
Member, 1995-Present
Associate, 1988-1994