



# Litigation Update

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# Litigation

DH v. Snyder - Coverage for gender reassignment surgery

- *Denial of Preliminary Injunction on appeal to 9<sup>th</sup> Circuit*
- *Discovery ongoing in trial court – depositions pending*
- *August 9 status conference*

## Litigation (cont'd)

### Alliance of Community Health Centers v AHCCCS (FQHCs) - Dispute over scope of FQHC services

- *AHCCCS motion to dismiss granted by District Court; FQHC motion for preliminary injunction denied by District Court*
- *FQHCs appealed to 9th Circuit Court of Appeals*
- *Court of Appeals has asked FQHCs to respond to potential procedural error with the appeal.*

# More Litigation

## University Medical Center of So. Nevada v Health Choice

- *Lawsuit by hospital seeking \$2.2M for seven months IP stay*
- *Provider submitted interim claims, but not a final claim*
- *ALJ upheld the provider' dispute; AHCCCS Director reversed; Superior Court found in favor of provider in July 2020*
- *AHCCCS and Health Choice appealed and oral argument was held June 2021. Awaiting decision.*
- *Similar lawsuit filed by the Hospital against UHC for \$2.7M denied as untimely; Court ruled in favor of UHC;. Hospital appealed then moved to dismiss its appeal.*

# Even More Litigation

## Arizona Daily Star v AHCCCS - Public Records Request for DD Data from HEA Plus (June 2021)

- *Lawsuit alleges that AHCCCS' refusal to create an encrypted link to de-identified data tables violates Arizona's public records law.*
- *AHCCCS' position: creation of a hashed re-identifier constitutes a "new" public record and is not required by Arizona public records law.*