

Tracy A. Powell

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Tracy Powell practices primarily in the areas of healthcare, commercial transactions, securities and general corporate law.

In health care matters, he primarily represents physicians and other providers on business and regulatory matters, including federal and state fraud and abuse matters, physician self-referral issues (Stark Law), and related healthcare operational issues. He has substantial experience in physician practice matters across a broad spectrum including physician/hospital relationships, private equity relationships, and physician compensation matters.

Outside of physician practice healthcare matters, he represents and counsels entities involved in joint venture arrangements involving lithotripsy, urology, and other medical specialties.

Tracy is a graduate of Vanderbilt University Law School, where he was a member of the *Vanderbilt Law Review* and *Order of the Coif*. He received a bachelor's degree in accounting from the University of Southern Mississippi.



Representative Experience

- Counsel to multiple physician practices in connection with hospital/practice integration and directly involved in compensation and employment matters, including co-management relationships, regulatory analysis, and governance structuring
- Assisted multiple clients on addressing governmental and billing investigations
- Served as independent counsel to health systems in in-depth review of compliance plans and compliance elements
- Development and regulatory counsel for a large health care company assisting in structuring of multiple physician joint ventures, acquisitions of businesses, and syndications with physician owners
- Regulatory and compliance counsel to enrolled providers licensed in multiple jurisdictions
- Lead acquisition counsel to various buyers in manufacturing, health care, and other industries
- Development and regulatory counsel for health care management firms managing and owning ambulatory surgery centers, advising on compliance and operational issues
- Counsel to investor group purchasing and owning hospitals
- Representation of physicians in negotiations with recruiting arrangements, employment and ownership considerations and other practice-related matters

Education

- Vanderbilt University Law School, J.D.
    - Member, *Order of the Coif*
    - Member, *Vanderbilt Law Review*
- University of Southern Mississippi, B.S.

Admissions

- Tennessee

Recognition

- *The Ambulatory M&A Advisor*, Leading Lawyer Award, Healthcare (2015)
- *Best Lawyers in America*®, Corporate Law (2020 – 2027), Health Care Law (2009 – 2027)
- *Chambers USA*, Healthcare (2013 – 2020)
- *Legal 500*, US City Elite – Nashville, Corporate and M&A (2026)
- Martindale-Hubbell®, AV Preeminent Peer Review Rated
- Martindale-Hubbell® "Top Rated Lawyer in Healthcare Law" (2013)
- *Mid-South Super Lawyers*, Healthcare, Business & Corporate, Securities & Corporate Finance (2014 – 2026)
- *Nashville Business Journal* "Best of The Bar" (2016)

Publications

- Tracy Powell with Chris Sabis and Micah Bradley, **Co-management Agreement Pitfalls and Best Practices: A Case Study**, Sherrard Roe Blog (March 15, 2022)
- Tracy Powell, **Practical Thoughts for Sellers When Selling Your Business or Practice – Real Life Lessons Learned…**, Sherrard Roe Blog (March 15, 2018)
- Tracy Powell, **Healthcare Fraud and Abuse: It's Starting to Get Personal – Their Money vs. My Money**, Sherrard Roe Blog (March 18, 2016)
- Tracy Powell, **Hospital-Physician Alignment: Current Intelligence and Pitfalls**, Sherrard Roe Blog (October 15, 2014)

Speaking Engagements

- "Hospital/Physician Integration in a New Health Care World," Presenter, Tennessee Bar Association 27th Annual Health Law Forum (October 8, 2015)

- “Hospital-Physician Alignment: Current Intelligence and Pitfalls,” Presenter, American Bar Association Center for Professional Development and Health Law Section (October 9, 2014)
- “Representing Physicians in Dealing With Hospitals,” Co-presenter with Mark Ison, Nashville Council of Health Care Attorneys (July 8, 2014)

Professional Activities

- Council Member, American Bar Association Health Law Section (2019 – 2022)
- Fellow, American Bar Foundation
- Member, Business Law and Health Law Sections, American Bar Association
- Member, Business Law and Health Law Sections, Tennessee Bar Association
- Member, Nashville Bar Association
- Speaker at local, regional and national conferences on healthcare, corporate, and ethical issues

Civic Activities

- Board Member, Executive Committee, and elected President, University of Southern Mississippi Alumni Association
- Executive Committee President, University of Southern Mississippi Alumni Association
- Inductee, University of Southern Mississippi Alumni Association Hall of Fame
- Past Board Chair, Seven Hills Swim and Tennis Club
- Past Board Member, Current Mentor, Young Leaders Council
- Past Board Member, Grace M. Eaton Day Home
- Past Board Member, University of Southern Mississippi Foundation
- Past Board Member, YMCA Camp Widjiwagan
- Recipient, Outstanding Service Award (1993) and Continuous Outstanding Service Award (1997), University of Southern Mississippi Alumni Association