

## Kaitlyn L. Fydenkevez

### Associate

Kaitlyn Fydenkevez focuses her health law practice on assisting healthcare providers, including pharmacies, specialty pharmacies, drug and device manufacturers, home health agencies, hospitals and vertically integrated systems, clinically integrated networks, physician groups and organizations, pharmacists, nurses, pharmacy benefits managers (PBMs), third-party administrators (TPAs), health care insurers, and discount medical plan organizations (including prescription discount card administrators), with data privacy and security matters as well as fraud, waste, and abuse prevention and resolution.

Her experience includes:

- Assisting in creating and updating data privacy and security compliance programs for entities of all sizes, including developing policies and procedures, preparing workforce training, and developing security reminders for compliance within evolving federal and state laws
- Aiding in development of client response to security incidents and breaches through all stages, including investigation, incident response, notifications to affected individuals and state and federal government regulators, and subsequent investigations and audits by the Office for Civil Rights (OCR) and State Attorneys General
- Advising clients on matters related to mergers and acquisitions, including due diligence review of entity privacy and security programs to determine compliance with the Health Insurance Portability and Accountability Act (HIPAA) and Health Information Technology for Economic and Clinical Health Act (HITECH), 42 CFR Part 2, California Consumer Privacy Act (CCPA), state laws governing health information, medical records and other sensitive information, state laws governing personal information, and state data breach laws
- Preparing and analyzing HIPAA-compliant Business Associate Agreements
- Providing advice on compliance with federal and state fraud, waste, and abuse laws, including Sections 1128 and 1156 of the Social Security Act, and violations of the Anti-Kickback statute and the Stark Law

Prior to joining the firm, Kaitlyn spent time in both the Office of Counsel to the Inspector General (OCIG) and OCR at the U.S. Department of Health and Human Services (HHS). Her work spanned a variety of issues, from providing technical assistance to healthcare providers on HIPAA-compliant best




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practices, to assisting the Inspector General in enacting administrative actions against healthcare practitioners who engaged in unlawful prescription of opioids.

Kaitlyn is a member of the Health & Life Sciences Practice Group and the Data Privacy & Security Industry Team.

### **Legal Services**

- Health & Life Sciences
  - Fraud & Abuse Compliance and Litigation
  - Health Information Technology, Privacy & Security
- Data Privacy & Security

### **Education and Honors**

- University of Connecticut School of Law (J.D., 2015)
- University of Connecticut (B.A., 2012)

### **Bar Admissions**

- Connecticut
- District of Columbia

### **Professional and Civic Activities**

- Women's Information Network, political trainings co-chair