

THE AM LAW LITIGATION DAILY

Litigator of the Week Runners-Up and Shout Outs

By Ross Todd
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► A **Latham & Watkins** team led by partner **Andrew Prins** and counsel **Nicholas Schlossman** helped SCAN Health Plan win an Administrative Procedure Act challenge to actions taken by the Centers for Medicare & Medicaid Services, which cost the company \$250 million in federal funding. SCAN, which serves more than 280,000 Medicare Advantage beneficiaries in California, Arizona, Nevada, New Mexico, and Texas, claimed that CMS improperly changed its method for calculating its “Star” rating, causing the rating to drop from 4.5 Stars to 3.5 Stars. U.S. District Judge Carl Nichols found this week the Centers for Medicare & Medicaid Services violated its own binding regulations when it calculated SCAN’s 2024 rating without applying regulatory “guardrails” aimed at limiting abrupt changes year to year. The Latham team also included associates **Amelia Raether** and **Emma Dougall**.