Paul L. Croce

Counsel

Roseland

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- Healthcare litigation including hospital reimbursement cases involving Medicaid and Medicare appeals and DSH subsidy appeals
- Representation of healthcare facilities in guardianship applications
- Defense of professional malpractice and ethics complaints, breach of contract and tortious interference claims

Paul is a healthcare attorney and litigator with focused expertise in hospital reimbursement and guardianship matters. He represents hospitals and healthcare systems before the Department of Health and the Division of Medical Assistance and Health Services in Medicaid and Medicare appeals, Disproportionate Share Hospital (DSH) subsidy appeals, Graduate Medical Education (GME) subsidy appeals, and other legal challenges.

Paul represents nursing homes, assisted living facilities and other long-term care providers in guardianship applications seeking the appointment of permanent or temporary guardians to make necessary decisions for residents who lack capacity and appropriate surrogate decision-makers.

As a healthcare litigator, Paul has experience with Fifth Amendment Takings cases, matters involving nursing home discharges, and the defense of breach of contract and tortious interference claims. His work also includes the defense of attorneys and other licensed professionals against claims of malpractice and ethics grievances. He provides counsel on issues related to contracting, civil litigation and professional licensing matters, representing a variety of healthcare industry clients including physicians, dentists, hospitals and for-profit and nonprofit

healthcare systems.

Areas of Focus

Practice Areas

- Healthcare
- Litigation
- Healthcare Litigation
- Federal False Claims Act & Insurance Fraud
- Hospital & Physician Reimbursement
- Negligence, Malpractice & Ethics in Healthcare
- Regulatory Appeals
- Healthcare Regulatory & Compliance
- Managed Care Contracting & Dispute Resolution
- Elder Law
- Special Needs Planning

Industries

- Healthcare

Credentials

Bar Admissions

- New Jersey, 2008
- New York, 2009
- U.S. District Court, District of New Jersey, 2008

Education

- Seton Hall University School of Law, J.D., *cum laude*, 2008
- Arizona State University, B.A., 1998

Experience

Representative Matters

- The firm represented a coalition of New Jersey hospitals in a $300 million constitutional challenge to the State of New Jersey's charity care and Medicaid reimbursement regime, defending the hospitals' takings claims through summary judgment, Appellate Division review, and New Jersey Supreme Court proceedings, resulting

in published decisions affirming dismissal of the claims. The hospitals filed a petition for certiorari with the Supreme Court of the United States, which was denied.

- Represented a leading senior care provider in dozens of guardianship proceedings for residents lacking family decision-makers, coordinating with the New Jersey Office of the Public Guardian to secure medical authority and Medicaid eligibility.
- Representing two New Jersey health systems in high-stakes litigation against multiple Medicare Advantage plans seeking recovery of approximately $5 million in underpaid 340B drug reimbursements, following a U.S. Supreme Court decision invalidating the Center for Medicare and Medicaid Services' reimbursement reductions; matters are proceeding toward mediation and arbitration.

Affiliations

Memberships

- Healthcare Financial Management Association New Jersey Chapter: Regulatory & Reimbursement Committee (Co-Chair 2022 – 2024)

Insights & More

Client Alerts

A Primer on Medicare Graduate Medical Education Payments
11.29.22

HHS Announces Additional Distributions From the Public Health and Social Services Emergency Fund
6.17.20

Department of Health and Human Services Issues Reimbursement Guidance for Treatment of Uninsured COVID-19 Patients; Opens Uninsured Program Portal
4.28.20

HHS Issues Stimulus Payments Under CARES Act to Eligible Providers
4.22.20

Governor Murphy Signs Executive Order 113 Authorizing the Taking of Private Property to Combat the COVID-19 Crisis
4.06.20

Title III of the CARES Act: Supporting America's Health Care System in the Fight Against the Coronavirus
3.31.20

New Jersey Imposes Mandatory Reporting Requirements on Post-Acute Facilities During COVID-19 Crisis: First Reporting Deadline is Today (March 23, 2020) at 5:00pm

3.23.20

Healthcare Perspectives Blog

Trump Administration Announces Deal with Pfizer on Most-Favored-Nation Drug Pricing and Launch of TrumpRx
10.20.25

SCOTUS Overrules Landmark Chevron Decision Providing Regulated Public with Broad Opportunities to Challenge Agency Interpretation and Implementation of Statutes
7.07.24

CMS Issues Minimum Staffing Standards for Long-Term Care Facilities
5.21.24

Publications

New Jersey Supreme Court Finds the Take All Comers Statute is Not an Unconstitutional Taking of Hospital Private Property: Next Stop...SCOTUS
Fall 2025

The Life and Death of Chevron Deference and the Future of Administrative Law
Fall 2024

A Primer on Medicare Graduate Medical Education Payments: What Hospitals Should Know About How the Government Calculates GME Reimbursement
Winter 2022

Seminars & Events

A Discussion of the New Jersey Supreme Court's Decision in Englewood Hospital & Medical Center v. State of New Jersey
10.30.25

Is this the End of Agency Deference? The New Landscape of Administrative Law and the Impact on Healthcare Providers
10.09.24