

# Healthcare



We're business lawyers, advising clients around the world. Our base is in London but, like our clients, our reach is global.

We're not just commercially-minded, we're entrepreneurial and results-minded. Our approach is to get deep inside our clients' businesses and the industries in which they work. It's this depth that gives us an extra edge in tailoring the most effective legal and commercial solutions.



We believe that this capability statement demonstrates the depth of Lawrence Graham's knowledge and experience of working for clients in the healthcare sector. If, after reading it, you would like to meet our people and find out more about their expertise, please do contact Karima Hudson, head of the Lawrence Graham Healthcare Group, whose details appear below.



**Karima Hudson**

Partner, Head of the Healthcare Group

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## Examples of our experience include:

### *Care homes and domiciliary care*

- Acted for **Caring Homes Group Limited** on its £600 million refinancing with the Bank of Scotland.
- Acted for **Caring Homes Group Limited** on its joint venture with Inner Circle for the development of care homes.
- Acted for **Cygnets 2008 Limited** on its acquisition of the entire issued share capital of Cygnets 2002 Limited for £340 million. We also acted for Cygnets Health Care Limited on its acquisition of Springs Community Limited.
- Acted for **Audley Court Limited** on a £21 million 'assisted living' joint venture with Raven Group, and the acquisition of two domiciliary care businesses.
- Acted for the management team of **Raven Audley Court PLC** advising the team on the disposal of Audley to a subsidiary of the Moorfield Group, MREF Holdings SARL.
- Acted for **Careforce Group PLC** on its admission to AIM and on the £22.2 million recommended bid by Mears Group PLC.
- Acted for **Barchester Healthcare Limited** on employment law matters.

*Pharmaceutical and Biotechnology*

- Acted for **JRiCo Ventures**, an associated company of Fulcrum Pharma PLC, on the licensing of compounds and oncology products for the Japanese pharmaceutical market. We also advised on US Investigational New Drug (IND) application requirements for the same company.
- Acted for **Parexel International Corporation** on its commercial contracts with leading pharmaceutical companies, and corporate and litigation matters including in relation to an adverse reaction by 6 volunteers during a health trial.
- Acted for **Queen Mary, University of London** on a range of commercialisation projects, including:
  - the development of technology relating to the detection of biomarkers based on micro-ribonucleic acid (microRNA) for the detection of various cancers and women's health indications;
  - the use of annexin and related amino acid sequences for the management of inflammatory pathologies and arthritides; and
  - the development of therapeutic monoclonal antibodies for oncology and cardiovascular indications.
- Acted for a pharmaceutical distributor in relation to LIPITOR litigation, including proceedings with the Medicines Control Agency.
- Acted for a biotechnology company in relation to design right proceedings concerning its DNA well plates.



- Acted for one of the UK's leading assisted reproduction and gynaecology centres concerning the protection and exploitation of its intellectual property rights including the use and exploitation of stem cells.
- Acted for **GlaxoSmithKline** in complex and long-running injunction proceedings in respect of various animal rights activists and animal rights groups.
- Acted for a leading UK generic pharmaceutical manufacturer and distributor and the company's directors in relation to a Serious Fraud Office investigation into price fixing.
- Acted for **AXA PPP** healthcare on a range of IT matters including a major joint venture with BUPA for the establishment of an Electronic Data interchange system.



*Medical technology*

- Acted for **Anson Medical** in relation to the exploitation of vascular graft stents and vascular precluders and the use of embroidery techniques in the manufacture of textile surgical implants.
- Acted for **Orteq Bioengineering** on its Actifit™ product.
- Acted for **Sensortec** on various commercial agreements in the field of human medical and veterinary diagnostic applications.
- Acted for the designer and manufacturer of medical plinths in proceedings concerning the infringement of its intellectual property rights.

### Medical recruitment

- Acted for **Healthcare Locums PLC** on its AIM flotation and subsequent placings on AIM, on its £128 million refinancing and on 15 acquisitions between £1.5 million and £78 million, including:
  - the acquisition of the business and assets of **4 Recruitment Limited** (formerly known as BBL (Europe) Limited) for £10.5 million;
  - the acquisition of **Blue Group International Holdings** for £14 million;
  - the acquisition of **Public Recruitment Group Holdings Limited** for £5.5 million; and
  - the acquisition of **Healthcare Australia Holdings Pty Ltd** for £77.8 million.
- Successfully acted for **Healthcare Locums PLC** as claimants on a range of litigation, including injunctive proceedings concerning the misuse of its confidential information, copyright and database rights and enforcing the restrictive covenants of former officers and employees.
- Acted for the **Advantage Healthcare Group Limited** MBI team on the acquisition of BUPA Healthcare Professionals.



### Retail and real estate

- Acted for various healthcare providers in connection with real estate, redevelopment and planning issues, including:
  - **Circle Partnership** in connection with its new hospital, CircleReading and the financing of the project by Ropemaker Properties Limited;
  - **NHS Estates** in relation to a number of re-development projects for redundant hospitals, including the conduct of major Public Inquiries in relation to such redundant sites where planning consents were won on appeal for redevelopment schemes of up to 800 residential units;
  - **English Partnerships** with regard to the re-development of **Leybourne Grange Hospital** consequent on its transfer to English Partnerships from NHS Estates; and
  - **Whipps Cross University Hospital** on a wide range of commercial and property matters.
- Acted on the structuring and drafting of agreements for the new **Boots** 'Medicentres' and **Sainsbury's** branded healthcare centres.
- Acted for **Caring Homes Group Limited** on various matters relating to the construction of care homes, including pre-contentious and contentious matters.

### Public procurement and Competition

- Acted for a private health sector client in relation to an NHS outsourcing process, including on a number of complex procurement issues arising during the tender process, and on potential issues that might be faced post-contract award.
- Act for a private health sector client in the ongoing Office of Fair Trading market study into the provision of private healthcare treatment and services in the UK.

### Others

- Acted for **Re-Cognition Health**, the specialist centre for the assessment, management and treatment of cognitive impairment on its start-up and initial inward investment.
- Acted for **Getoptics Group Limited** on the acquisition of a number of opticians and contact lens distribution businesses and an investment by Octopus Ventures.
- Act for many of the UK's leading providers on the development and operation of private medical, group permanent health and long-term care insurance products.
- Market leaders in the field of healthcare trusts, having assisted major providers and intermediaries in their development and operation and advised numerous employers who have adopted them.
- Act for NHS trusts and PCTs on regulatory issues including data protection and freedom of information issues.
- Act for a number of companies in relation to the EU and UK regulations regarding food supplements, herbal remedies, cosmetics, skincare and personal care, devices and weight loss products. In particular we review and provide advice on promotional materials for health claims, nutritional claims, and medical claims in relation to non-medical products. We act for leading nutritional, wellness and skincare companies such as **Arbonne**, **Nikken**, **Mary Kay**, **Mannatech**, **Forever Living Products**, **Neways**, **NuSkin**, **Body Shop at Home** and **USANA**.



If you would like any further information then please either speak to your usual contact at LG or another member of our team.



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