



Jason R. Davis
Member

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Jason is Co-Chair of the Health Care Practice Group of Kaufman & Canoles. His healthcare litigation and counseling practice includes representing and advising hospitals, physicians, long-term care facilities and other healthcare providers. He also handles trust and estate litigation matters as part of the Estate, Trust & Wealth Transfer Practice Group. Jason serves on the firm's Executive Committee.

PRACTICE AREAS

- Health Care
- Litigation
- Estate, Trust & Wealth Transfer
- Data Privacy and Security

REPRESENTATIVE MATTERS

- Handled investigations, risk assessments and reporting obligations for potential HIPAA breaches involving several to several thousand patients on behalf of physician practice groups large and small, hospitals and teaching institutions
- Handled government investigations of alleged HIPAA breaches and violations on behalf of healthcare providers of various types
- Defended breach of health information lawsuits against healthcare providers
- Advised healthcare providers of all types on HIPAA breach prevention and compliance
- Represented an emergency room physician in a wrongful death medical malpractice trial in North Carolina federal court
- Represented an orthopedic surgeon and two general surgeons in medical malpractice trials in Virginia state court
- Defended a hospital in an EMTALA trial in Virginia federal court
- Defended a labor and delivery nurse in a medical malpractice trial in Virginia state court
- Defended nursing homes in medical malpractice trials in Virginia state court and in arbitration proceedings
- Defended a critical care specialist in proceedings before the Virginia Board of Medicine in a case involving a patient death
- Represented a hospital in an arbitration of a medical malpractice claim
- Counseled hospital systems through re-drafting of consent forms for regulatory compliance and other legal concerns
- Prepared numerous hospitals for disclosures of unexpected events to patients and families
- Developed peer review and quality assurance programs for physician practices and hospitals and argued for privilege of peer review, quality, and patient safety materials
- Counseled numerous hospitals on accreditation compliance, medical staff matters, quality assurance, EMTALA, HIPAA, Medicare CoPs, healthcare decisions and other regulatory and risk management issues
- Counseled numerous physicians and practice groups on issues of risk management and regulatory compliance
- Served as counsel for healthcare providers in various types of commercial litigation

RECOGNITION AND HONORS

- Norfolk Medical Malpractice Law - Defendants “Lawyer of the Year”; *Best Lawyers in America*, 2021
- *Best Lawyers in America*, 2018-2022
- AV® Preeminent Rated; Martindale-Hubbell
- Virginia’s Legal Elite; *Virginia Business Magazine*, 2007–2021
- Virginia Super Lawyers; *Law & Politics*, 2009-2018, 2021
- Top Lawyers; *CoVaBIZ*, 2017-2022
- Virginia Rising Stars; *Law & Politics*, 2007-2008
- Future Star; *Benchmark Litigation*, 2008-2009, 2013-2014
- CIVIC Leadership Institute Class of 2015; Nominating Committee 2019
- Top Forty Under Forty; *Inside Business*, 2007
- Judicial Law Clerk to The Honorable William T. Prince, United States Magistrate Judge; United States District Court for the Eastern District of Virginia
- *William & Mary Law Review*

ASSOCIATIONS

- Virginia Bar Association; Healthcare and Litigation Sections
- North Carolina Bar Association; Healthcare and Litigation Sections
- Norfolk-Portsmouth Bar Association; Bench-Bar Relations Committee
- Virginia Association of Defense Attorneys; Former Chair, Medical Malpractice Section
- Defense Research Institute
- Virginia Chapter of the American Society for Healthcare Risk Management
- The Williams School; President, 2013-present; Board of Trustees, 2012-present; Head of School Search Committee, 2011
- The Norfolk Forum; Board of Directors, 2014-present; Second Vice President, 2019-present
- Norfolk SPCA; Immediate Past President, President, Board of Directors

ADMISSIONS

- Virginia, 1994
- North Carolina, 1996

EDUCATION

- University of Virginia; B.S. with distinction, 1991
- College of William & Mary School of Law; J.D., 1994

PRESS AND PUBLICATION

- 17 Kaufman & Canoles Attorneys Named as Super Lawyers & 3 Named as Rising Stars in *Virginia Super Lawyers & Rising Stars 2022*
- 40 Kaufman & Canoles Attorneys Named as Top Lawyers 2022 in *CoVaBIZ Magazine*
- 52 Kaufman & Canoles Attorneys Named *Virginia Business Magazine’s* “Legal Elite” 2021
- 48 Kaufman & Canoles Attorneys Named *Best Lawyers in America*© 2022, 4 Named “Lawyer of the Year,” and 8 Named “Ones to Watch”
- 19 Kaufman & Canoles Attorneys Named as Super Lawyers & 3 Named as Rising Stars in *Virginia Super Lawyers & Rising Stars 2021*
- 40 Kaufman & Canoles Attorneys Named as Top Lawyers 2021 in *CoVaBIZ Magazine*
- 53 Kaufman & Canoles Attorneys Named *Virginia Business Magazine’s* “Legal Elite” 2020
- 46 Kaufman & Canoles Attorneys Named to *Best Lawyers in America* 2021 and 5 Named “Lawyer of the Year” and 7 Named “Ones to Watch”
- 45 Kaufman & Canoles Attorneys Named as Top Lawyers 2020 in *CoVaBIZ Magazine*
- 48 Kaufman & Canoles Attorneys Named *Virginia Business Magazine’s* “Legal Elite” 2019
- 45 Kaufman & Canoles Attorneys Named *Best Lawyers in America* 2020 and 3 Named “Lawyer of the Year”
- 48 Kaufman & Canoles Attorneys Named *Virginia Business Magazine’s* “Legal Elite” 2018
- 40 Kaufman & Canoles Attorneys Named as Top Lawyers 2019 in *CoVaBIZ Magazine*
- 43 Kaufman & Canoles Attorneys Named *Best Lawyers in America* 2019 and 8 Named “Lawyer of the Year”
- 31 Kaufman & Canoles Attorneys Named as Super Lawyers 2018 and 5 Named as Rising Stars 2018
- 31 Kaufman & Canoles Attorneys Named as Top Lawyers 2017/18 in *CoVaBIZ Magazine*

PRESS AND PUBLICATION (CONT.)

- 48 Kaufman & Canoles Attorneys Named to *Virginia Business Magazine's* Legal Elite 2017
- 46 Kaufman & Canoles Attorneys Named *Best Lawyers in America* 2018
- Kaufman & Canoles Selected as the Exclusive Virginia Law Firm for TerraLex's International Network
- 29 Kaufman & Canoles Attorneys Named as Super Lawyers 2017 and 5 Named as Rising Stars 2017
- Jason R. Davis Elected to Kaufman & Canoles Executive Committee
- 48 Kaufman & Canoles Attorneys Named to *Virginia Business Magazine's* Legal Elite 2016
- 32 Kaufman & Canoles Attorneys Named as Super Lawyers 2016 and 4 Named as Rising Stars 2016
- 44 Kaufman & Canoles Attorneys Named *Virginia Business Magazine's* Legal Elite 2015
- Healthcare Client Alert - August 2015
- 32 K&C Attorneys Named as Super Lawyers 2015 and 7 Named as Rising Stars 2015
- 45 Kaufman & Canoles Attorneys Named to *Virginia Business Magazine's* Legal Elite 2014
- Cybersecurity Client Alert - HHS Releases HIPAA Security Risk Assessment Tool
- 29 K&C Attorneys Named as Super Lawyers 2014 and 8 Named as Rising Stars 2014 54 Kaufman & Canoles Attorneys Named to *Virginia Business Magazine's* Legal Elite 2013
- 29 Kaufman & Canoles Attorneys Named as Super Lawyers 2013 and 14 Named as Rising Stars 2013
- 55 Kaufman & Canoles Attorneys Named to *Virginia Business Magazine's* Legal Elite 2012
- Private Client Services Update - Interference with Inheritance: A Novel Legal Theory
- 40 Kaufman & Canoles Attorneys Named as Super Lawyers 2012 and 14 Named as Rising Stars 2012
- 53 Kaufman & Canoles Attorneys Named to *Virginia Business Magazine's* Legal Elite 2011
- 36 Kaufman & Canoles Attorneys Named as Super Lawyers 2011 and 14 Named as Rising Stars 2011
- 39 Kaufman & Canoles Attorneys Named *Virginia Business Magazine's* Legal Elite 2010
- 31 Kaufman & Canoles Attorneys Named as Super Lawyers & 11 Named as Rising Stars 2010
- 39 Kaufman & Canoles Attorneys Named *Virginia Business Magazine's* Legal Elite 2009
- Kaufman & Canoles Recognized by Benchmark Litigation
- 29 Kaufman & Canoles Attorneys Named as Super Lawyers, 12 Named Rising Stars
- 36 Kaufman & Canoles Attorneys Named *Virginia Business Magazine's* Legal Elite 2008
- Kaufman & Canoles Recognized By Benchmark Litigation
- 28 Kaufman & Canoles Attorneys Named as Super Lawyers & 8 Named as Virginia Rising Stars 2008
- 10 Kaufman & Canoles Attorneys Named in Virginia Rising Stars 2007
- 34 Kaufman & Canoles Attorneys Named to *Virginia Business Magazine's* Legal Elite 2006
- "The Dead Man's Statute: Yet Another Reason to Document, Document, Document"; *MD News*, January/February 2009
- "Legal Issues Surrounding Consent for Treatment"; *MD News*, January/February 2008
- "The Peer-Review Privilege for Office-Based Physician Practices"; *MD News*, November/December 2007
- "Board of Medicine Investigations and Proceedings"; *MD News*, May/June 2007