

“Maybe There’s a Leg to Stand on After All: US Court of Appeals for the Ninth Circuit Allows Non-Health Care Providers to Assert Derivative Standing to Bring Out-of-Network ERISA Claims,” *Employee Relations Law Journal*

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In this article, Jenner & Block Partner Joe Torres, Special Counsel Jennifer Beach, and Associate Jacob Wentzel examine a recent decision by the US Court of Appeals for the Ninth Circuit that may expand the scope of derivative standing. The authors first provide background on out-of-network provider claims. They then discuss the Ninth Circuit’s decision, including the ability of a “successor in interest arising out of the provider’s bankruptcy” to seek reimbursement from insurance companies at the usual, reasonable, and customary rates.

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