

# Richard L. Nahigian

Partner

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## Practices

FDCPA/FCRA/TCPA Defense  
General Litigation  
Health Care Litigation and Risk Management  
Nursing Home/Assisted Living Litigation

## Bar Admissions

Commonwealth of Massachusetts  
United States Court of Appeals for the Fifth Circuit  
United States Court of Appeals for the First Circuit  
United States District Court for the District of Massachusetts

## Education

Boston University, J.D., 1986  
Columbia University, A.B., 1983

## Overview

Rick's litigation practice focuses on the defense of health care, products and professional liability cases, as well as business and commercial litigation. He defends professional liability claims against mental health care providers, long term care facilities, design professionals, environmental consultants, real estate professionals, lawyers, and others. Rick also defends complex drug and medical device cases as well as toxic tort litigation.

In addition to his trial and appellate practice, Rick practices before a variety of administrative agencies, including the Massachusetts Boards of Registration in Medicine and Nursing and the Massachusetts Boards of Registration of Psychologists, Social Workers and Allied Mental Health and Human Services Professionals. Rick understands that these are high-stakes proceedings, and he has consistently achieved favorable results for his clients facing disciplinary action by their licensing boards. Rick also defends health care professionals in HIPAA enforcement proceedings and investigations by the U.S. Department of Health and Human Services, Office of Civil Rights.

Rick's approach recognizes that prevention is often the best defense. He helps his health care clients with practice management issues including HIPAA compliance, and he provides risk management services to licensed mental health care providers throughout Massachusetts and elsewhere, often in cooperation with professional associations and liability insurance programs.

## Affiliations

- Boston Bar Association
- Defense Research Institute
- Massachusetts Bar Association

## Articles & Seminars

- "Supervision or Consultation: Does it Matter?"; *MaMHCA Messenger*; Vol. 29, (No. 1, Spring 2009)

- “A Child’s Psychotherapy Privilege: When Parents Disagree”; *MaMHCA Messenger*; Parts 1-3; Vol. 27 (No. 4, Winter 2007), Vol. 28 (No. 1, Spring 2008), Vol. 28, (No. 3 Fall 2008).

### Representative Cases

- *Hoeffs v. CACV of Colorado, LLC*, 365 F. Supp.2d 69 (D. Mass. 2005).
- *Carter v. Bowie*, 432 Mass. 563 (2000).
- *Berke v. Tambrands*, 114 F.3d 1169, 1997 WL 210936 (1 st Cir. 1997).
- *Headley v. Berman*, 419 Mass. 624 (1995).
- *Santiago v. Sherwin Williams*, 3 F.3d 546 (1st Cir. 1993).
- *United States v. Doe*, 878 F.2d 1546 (1st Cir. 1989).

### Interests

Rick sits on the Board of Trustees of the First Armenian Church in Belmont, Massachusetts, and has served as church co-moderator and chair. He has also served as a pro bono liaison for the Medical-Legal Partnership, Boston.

Rick is an outdoors enthusiast. In addition to hiking, skiing and backpacking, he enjoys reading and playing guitar.