

SUPREME COURT OF VIRGINIA



SUPREME COURT BUILDING  
100 NORTH NINTH STREET  
RICHMOND, VIRGINIA 23219  
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**Granted Appeal Summary**

**Case**

HEALTHKEEPERS, INC. v. DOMINION SURGICAL SPECIALISTS, LLC  
(Record Number 201106)

**From**

The Circuit Court of Fairfax County; R. Gardiner, Judge.

**Counsel**

Michael Lacy, Virginia Bell Flynn, and Massie P. Cooper (Troutman Pepper Hamilton Sanders LLP) for appellant.

Daniel G. Glynn (Merrifield Law Firm, PLLC) for appellee.

**Assignment of Error**

The Circuit Court erred in holding that Virginia Code § 38.2-3445 creates a private right of action allowing an out-of-network health care provider to recover directly from a health carrier for the value of emergency medical services provided to the insured.