



1601 Market Street, Suite 800 / Philadelphia, Pennsylvania 19103 / (215) 246-0900
Fax Number: (215) 246-0959
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Date

[PROVIDER NAME AND
ADDRESS INFORMATION]

Re: Subpoena Request

Dear Provider:

Previously, we issued a subpoena to you that requires you to disclose certain records in your possession relating to the individual identified in the subpoena. However, you have indicated to us that you will not provide those records until you receive a signed authorization from that individual.

We recognize that as a "covered entity" you are subject to the requirements under the Health Insurance Portability and Accountability Act of 1996 ("HIPAA") governing the use and disclosure of protected health information ("PHI"). However, our outside legal counsel has advised us that HIPAA does **not** limit disclosures only to those instances in which a covered entity is provided with an authorization. In fact, HIPAA explicitly authorizes disclosures made pursuant to a valid subpoena. See, 45 CFR § 164.512(e).

If you continue to insist on receiving an authorization and refuse to comply with the subpoena, we would urge you to contact your legal counsel so that you understand the costs and potential sanctions that can result from the failure to comply with the terms of a valid subpoena.

Accordingly, please provide the requested information to us as soon as possible at the following address:

MCS Office Information Goes Here

Please contact me at [CONTACT INFORMATION] if you have any questions.

Sincerely,

Customer Service Rep

The MCS Group, Inc.
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