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the case produced several departures from antitrust orthodoxy, these departures may
affect the trials of future hospital mergers that are challenged. The author reviews the
methodology and evidence of the case, and he identifies theories and best practices that
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hospitals. The author concludes by suggesting innovative solutions to remedy the
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This article explores a recent Wisconsin Court of Appeals decision in a medical
malpractice case and its ramifications regarding Wisconsin’s informed consent statute.
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Court cases and consider the relevance of applicable federal law. The article presents a
thoughtful analysis of how the Wisconsin Court of Appeals should have approached the
issue, as well as how it created potential conflicts regarding the ethical duties of
healthcare providers treating children.

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With insight grounded in his work for a national data collection consortium and as Vice President of Quality and Outcomes at the Children's Hospital of Wisconsin, the author connects the theory of pay-for-performance to the realities of its implementation. The author expands the Diagnosing the Data conversation by describing the challenges of collecting meaningful data and by addressing the potential legal issues that data use raises. Drawing on his national and local experience, the author concludes with suggestions for adopting data collection programs that are both clinically relevant and scientifically reliable.

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