

22 May 2014

Luther advises City of Forst in multistage bidding process: City hospital enters into a partnership with hospital group

Hanover – The City of Forst (Lausitz) has found an experienced partner for Krankenhaus Forst GmbH and its affiliated medical care center (MVZ), following a complex bidding process. From May 2014 it will enter into a partnership with Klinikum Ernst von Bergmann gemeinnützige GmbH – one of the large municipal hospital groups in Brandenburg. Luther Rechtsanwalts-gesellschaft mbH has been advising the City of Forst (Lausitz) throughout the multistage bidding process which was scheduled to last almost 2 years.

Krankenhaus Forst GmbH (approximately 200 beds) now operates under the name Lausitz Klinik Forst GmbH, reflecting the majority shareholding acquired by Klinikum Ernst von Bergmann at the beginning of May. As part of a group already managing over 1,100 beds, this facility will continue to deliver outstanding and cost-effective local services while benefiting from its association with a regional leader in the health sector.

The City of Forst (Lausitz) started searching for a strategic partner for Krankenhaus Forst GmbH in 2012: “Klinikum Ernst von Bergmann was able to win in competition with many other bidders thanks to a made-to-measure concept. It submitted an offer to the City of Forst which was convincing both in economic and medical terms,” says Dr Oliver Kairies, partner at Luther, who led the complex structured bidding process together with Dr Klaus Schaffner.

“This result confirms the market trend: more and more municipal hospital operators are successful as a partner in a competitive bidding process.” says Dr Klaus Schaffner, also partner at Luther.

It was the primary objective for the City of Forst as sole shareholder to secure and develop the existing hospital site Forst (Lausitz). It engaged Luther as advisor because it could count on the international firm’s specialist expertise in hospital transactions and the formation of hospital groups. Luther has previously supported the City of Forst in another privatisation process.

Dr Jürgen Goldschmidt, Mayor of the City of Forst (Lausitz) says: “The result of the joint efforts in such a complex process is very satisfying for our hospital and the City of Forst. We found the legal support we received from Luther to be professionally outstanding. The team’s very pleasant and always attentive cooperation contributed significantly to the success of this project.”

Overall legal control of the bidding process:

Luther Rechtsanwaltsgesellschaft mbH, Hanover:

Dr Oliver Kairies (Lead, Partner), Dr Hendrik Sehy (both Mergers & Acquisitions, Hospital Law), Dr Daniel Schubmann (Mergers & Acquisitions, Corporate Law), Sebastian Fedder (Partner, Labour Law), Anna Burmeister, LL.B. (Public Procurement Law)

Luther Rechtsanwaltsgesellschaft mbH, Leipzig:

Dr Klaus Schaffner (Lead, Partner), Karsten Köhler (Partner, both Mergers & Acquisitions)

Luther Rechtsanwaltsgesellschaft mbH, Brussels:

Dr. Helmut Janssen, LL.M. (Partner, Antitrust Law)

Brief Profile Luther

Luther is a leading German commercial law firm that offers comprehensive legal and tax services. The full-service law firm employs over 350 lawyers and tax advisors and is represented at 11 German economic centres and at important investment locations and financial centres in Europe and Asia with international offices in Brussels, Budapest, London, Luxembourg, Shanghai and Singapore. Our clients are medium-sized enterprises and large corporations, as well as the public sector.

Luther works closely with other commercial law firms in all the prevailing jurisdictions worldwide. On the Continent, Luther is part of a group of independent leading law firms who have worked together for many years on joint cross-border

projects. Luther is also the German member of Taxand, a global organisation of tax advisory firms.

Luther Rechtsanwaltsgesellschaft mbH is a law firm with a business approach: our innovative awareness aspires us to provide our clients with customised legal advice that addresses individual needs and delivers the greatest possible economic benefit. Our lawyers and tax advisors have a solid understanding of interdisciplinary matters and a wealth of experience in collaborating on complex tasks. Further information is available at: www.luther-lawfirm.com

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