

# Expert Sources on Legal Matters in Health Care



## Business Operations

**Tracey Klein** provides strategic counsel to integrated health care delivery systems, hospitals and health systems, physician groups, individual health care professionals and tax-exempt organizations. She advises on matters involving board structure, fiduciary duties, effective oversight, formation of joint operating entities, hospital affiliations and mergers, and the formation of physician group practices. Tracey is a shareholder at Polsinelli.

## Complex Litigation

**Mary Clare Bonaccorsi** serves as outside general counsel and trusted business advisor to health care and life sciences companies including domestic and international medical equipment suppliers, specialty pharmacies, home health care providers, home infusion providers, hospice providers, pharmacy benefit managers, academic medical centers, hospitals and health systems, laboratories, ambulatory surgery centers, dialysis providers and pharmaceutical manufacturers. Mary Clare chairs the health care litigation and disputes practice at Polsinelli and is the managing partner of the firm's Chicago office.

## Data, Privacy and Technology

**Lisa Acevedo** provides strategic counsel in the areas of federal health privacy laws and regulations, including HIPAA, FERPA, the Confidentiality of Alcohol and Drug Abuse Treatment Records (42 CFR Part 2), as well as state laws governing the confidentiality of health information, mental health records, and records containing other highly sensitive information. Lisa assists clients in developing, implementing and updating their privacy and security compliance programs and, when necessary, counsels clients through data security incidents and breaches. Lisa chairs the health information privacy and security team at Polsinelli.

## Drug Pricing

**Kyle Vasquez** advises health care clients in legal and compliance matters. He has a strong background in health law, and his prior experience as a health care consultant has helped him handle challenges that health care providers face. He focuses his practice on the 340B drug pricing program, hospitals and health systems, payor disputes, reimbursement and specialty pharmacies. Kyle is a shareholder at Polsinelli.

## Financing

**Daryll Marshall** represents private equity sponsors, public and private borrowers in connection with leveraged buyout financings for acquisitions, working capital facilities, recapitalizations and portfolio restructuring transactions in the health care industry. He also has extensive experience representing debtors in loan workouts and in-court and out-of-court restructurings, including debtor-in-possession facilities and exit financings. Daryll chairs the corporate/private equity finance group at Benesch.

## Intellectual Property

**Caryn Borg-Breen** represents both plaintiffs and defendants in patent litigation under the Hatch-Waxman Act. She advises biotech, chemical and pharma companies on freedom-to-operate, due diligence, licensing and prosecution issues on brand/generic medicines, biologics and biosimilars, medical devices and chemical products. Caryn also holds a PhD in chemistry and is a founding partner of Green, Griffith & Borg-Breen.

## Government Investigations

**Stephen C. Lee** is a former Assistant U.S. Attorney and in that position handled complex cases involving health care fraud, kickback, anti-kickback statute, False Claims Act and other matters. He also is a white-collar criminal defense attorney advising large companies conducting internal investigations. Stephen counseled the Centers for Medicare & Medicaid Services, the Illinois Task Force to Eliminate Health Care Fraud and other entities on identifying ways to address fraud, waste and abuse. He has cutting-edge insight into the government's use of analytics to drive its investigations. Stephen is a partner at Benesch.

**Mark Silberman** has served as both an Assistant U.S. Attorney and the general counsel for the Illinois Health Facilities and Review Board. This experience, with both criminal prosecution and regulatory enforcement, makes him a uniquely valuable source of information on health care fraud enforcement actions. Mark concentrates on managing internal and external health care investigations, False Claims Act cases, white-collar criminal defense, all forms of health care litigation, and all aspects of the Illinois Certificate of Need program. He is chair of the white collar, government investigations and regulatory compliance practice group at Benesch.

## Labor and Employment

**Robert Entin** is a labor and employment generalist who counsels clients on employee discipline, hiring and firing, restrictive covenants, wage and hour, and reasonable accommodation issues, with a particular focus on representing large employers in the health care field such as hospital systems. He also represents clients in workplace safety investigations. As a former in-house counsel for a Chicago-area labor union, Robert understands both sides of unfair labor practice charges, representation at arbitrations, and collective bargaining agreements. Robert is a shareholder at Polsinelli.

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## Nursing Homes

**Steve Levin** was among the first attorneys in the country to handle nursing home cases, and has established a reputation as one of the country's top litigators in the field. He has advocated on behalf of hundreds of nursing home residents who have been victimized by improper care and treatment, achieving record-setting verdicts and settlements in these cases. He is a founding partner at Levin & Perconti in Chicago.

## Product Liability

**Nicole E. Wrigley** has handled nine-figure business disputes, multibillion-dollar class actions and complex multi-district litigation proceedings. In one of her most high-profile cases, she represented a beef producer seeking over \$6 billion in damages in a defamation case against ABC News and secured a confidential settlement in the case. She has counseled both businesses and individuals on product liability, breach of contract, tortious interference, securities fraud, defamation and disparagement, negligence, professional liability and mass tort, and CERCLA. Nicole is the vice chair of the trial practice group at Benesch.

## Regulatory Environment

**Juan Morado Jr.** advises hospitals, health systems, physician groups, consulting firms, pharmacies and other clients, helping them to ensure compliance with regulatory requirements and implement industry best practices. He has held numerous roles in government legal offices, beginning with the City of Chicago Corporation Counsel, as associate general counsel to the Illinois Governor's office under Pat Quinn and, more recently, as General Counsel and Ethics Officer to the Illinois Health Facilities and Services Review Board (HFSRB). The HFSRB through the Certificate of Need process oversees the comprehensive health planning process of health care facilities and was recently expanded to cover outpatient surgery centers. Juan is of counsel at Benesch.

