

2019 Qui Tam Conference

Speaker Bios

Andonova, Eliza L.
Counsel, Hogan Lovells US LLP
CIAs and Compliance Program
3/1/2019 (8:30 - 9:45 a.m.)

For over 15 years, Eliza Andonova has helped drug and device manufacturers navigate the complex health care fraud and abuse prohibitions related to their relationships with prescribers, payers, distributors, or patients. Eliza has advised a number of manufacturer clients in the negotiation and implementation of Corporate Integrity Agreements with HHS-OIG. She also helps manufacturers continually improve their compliance programs through conducting audits and training of their employees.

Buschner, Traci L.
Founding Partner, Guttman, Buschner & Brooks PLLC
Ethics
3/1/2019 (2:00 - 3:15 p.m.)

Traci Buschner is a founding member of Guttman, Buschner & Brooks PLLC in Washington, D.C. A former state prosecutor, Ms. Buschner has spent two decades representing plaintiffs in complex litigation ranging from class actions to government contract fraud under the False Claims Act (FCA). She has handled some of the largest successful FCA actions including a \$280 million settlement, on the eve of trial, against Celgene in 2017 and a \$1.5 billion settlement against Abbott in 2012; both involving allegations of unlawful payment of kickbacks and marketing of drugs paid for by Medicare and Medicaid. Ms. Buschner serves on Miami University's Pre-Law Alumni Board and the Trial Lawyers Association of D.C.'s Board (TLA-DC). She also teaches pre-trial and trial skills programs for the National Institute for Trial Advocacy (NITA) and Emory Law School (Trial Techniques). Ms. Buschner graduated from the University of Louisville (J.D.) and Miami University (B.A.).

Chan, Paul S.
Principal, Bird, Marella, Boxer, Wolpert, Nessim, Drooks, Lincenberg, & Rhow, P.C.
Materiality Issues
2/28/2019 (3:30 - 4:45 p.m.)

Paul S. Chan serves as the managing principal of Bird Marella and focuses his practice on the trial and arbitration of complex business disputes, including commercial fraud, class action, securities, and intellectual property litigation. Mr. Chan also represents companies and individuals in regulatory and parallel civil/criminal investigations, and has particular expertise litigating cases involving the False Claims Act, civil RICO statutes, unfair competition and theft of trade secrets.

Clark, Kathleen
Professor, Washington University School of Law
Ethics
3/1/2019 (2:00 - 3:15 p.m.)

Kathleen Clark practices law in Washington, DC, working on issues of legal ethics, government ethics and whistleblower law, and served as Counsel to the U.S. Senate Judiciary Committee and as Special Counsel to the Attorney General of the District of Columbia. She is also a law professor at Washington University, and has written about congressional oversight, Justice Department lawyers who aided in the torture of prisoners, and government lawyers who blow the whistle on perceived misconduct.

Connolly, Jennifer Fountain
Partner, Hagens Berman Sobol Shapiro LLP
The FCA and Opioids
3/1/2019 (3:30 - 4:45 p.m.)

Delery, Stuart F.
Partner, Gibson, Dunn & Crutcher LLP
Year in Review
2/28/2019 (8:30 - 9:45 a.m.)

Stuart F. Delery is a litigation partner in the Washington, D.C. office of Gibson, Dunn & Crutcher LLP. Before joining the firm, he was the Acting Associate Attorney General of the United States and the Assistant Attorney General for the Civil Division at the Department of Justice, where among other things he supervised the government's False Claims Act enforcement. His practice now focuses on representing corporations and individuals in high-stakes litigation and investigations that involve the federal government across the spectrum of regulatory litigation and enforcement.

DeShields, Tara
Assistant U.S. Attorney, Civil Division, District of Maryland, U.S. Department of Justice
Subjectivity: Medical Necessity, Medical Judgment, Science Grants
2/28/2019 (10:00 - 11:15 a.m.)

Tarra DeShields is an Assistant United States Attorney in the Civil Litigation Division of the United States Attorney's Office for the District of Maryland. She specializes in investigations and prosecutions of federal False Claims Act violations related to health care fraud, government contract and grant fraud, Stark Law and Anti-Kickback Act violations. In addition, Ms. DeShields served in the U.S. Attorney's Office's Criminal Division where, for six years, she prosecuted financial fraud, tax fraud, racketeering, narcotics and violent crime and technology smuggling. Prior to joining the U.S. Attorney's Office, Ms. DeShields was an Assistant Attorney General in the Criminal Appellate Division of the Maryland Attorney General's Office. There, she briefed and argued cases before the state and federal appellate courts involving issues of state and federal constitutional and statutory law. She also authored amicus briefs, both criminal and civil, in the United States Supreme Court and was a Fellow to the National Association of Attorneys Generals. In addition, Ms. DeShields served as an Assistant State's Attorney in the Montgomery County, Maryland State's Attorney's Office for two years. She also served as a judicial appellate clerk to the Hon. Charles E. Moylan, Jr. of the Maryland Court of Special Appeals.

Douglass, David L.
Partner, Sheppard, Mullin, Richter & Hampton LLP
Subjectivity: Medical Necessity, Medical Judgment, Science Grants

2/28/2019 (10:00 - 11:15 a.m.)

Feinstein, Wendy West
Partner, Morgan, Lewis & Bockius LLP
The FCA and Opioids
3/1/2019 (3:30 - 4:45 p.m.)

WENDY WEST FEINSTEIN is a partner at Morgan Lewis & Bockius LLP. A versatile trial lawyer, Wendy represents companies in False Claims Act cases, contract disputes, business torts—including fraud, misrepresentation, and unfair competition—and intellectual property disputes, helping them to resolve business disputes through negotiation and litigation. Wendy's defense experience also includes matters involving pharmaceutical and medical device product liability and mass torts.

Fine, Glenn A.
Acting Inspector General, U.S. Department of Defense
Luncheon Keynote Speaker
2/28/19 (12:45 - 1:45 p.m.)

On January 10, 2016, Glenn A. Fine became the Acting Inspector General for the U.S. Department of Defense. Mr. Fine was named as the Department of Defense Principal Deputy Inspector General on June 1, 2015. Prior to joining the Department of Defense Office of Inspector General, he was a partner at Dechert LLP in the White Collar and Securities Litigation Practice. Mr. Fine previously served as Inspector General of the Department of Justice (DOJ) from 2000 to 2011. He also served as Special Counsel to the DOJ Inspector General and as Director of the Special Investigations and Review Unit (1995 to 2000). Mr. Fine earned a Bachelor of Arts degree in economics from Harvard College and his Juris Doctorate from Harvard Law School, graduating magna cum laude both times. He also obtained bachelor's and master's degrees from Oxford University where he was a Rhodes Scholar. While at Harvard, Mr. Fine served as co-captain of the Harvard varsity basketball team and was later a 10th-round draft pick by the San Antonio Spurs.

Finkelstein, David
Trial Attorney, Civil Frauds Division, U.S. Department of Justice
Materiality Issues
2/28/2019 (3:30 - 4:45 p.m.)

Law Clerk to the Hon. Richard D. Cudahy, 7th Circuit Court of Appeals, 2008-09; Law Clerk to the Hon. Rosemary S. Pooler, 2d Circuit Court of Appeals, 2009-10; Trial Attorney, U.S. Department of Justice, Civil Division, Fraud Section, 2010-Present.

Frazier, Sarah Mary
Partner, Berg & Androphy
Subjectivity: Medical Necessity, Medical Judgment, Science Grants
2/28/2019 (10:00 - 11:15 a.m.)

Sarah M. Frazier has a nationwide practice that includes qui tam suits representing relators and white collar criminal defense. Her trial include health care fraud & FCPA felonies. Qui tam cases include government procurement, best price, off-label marketing (litigated to summary judgment),

kickbacks, nursing home rehab fraud, laboratory testing, and SBA fraud. She has a J.D. from Vanderbilt University and a B.A. from Haverford College and clerked for Judge Terrence Boyle (ED-NC).

Gittens, Precious M.
Partner, Hooper Lundy & Bookman PC
Ethics
3/1/2019 (2:00 - 3:15 p.m.)

Precious Murchison Gittens is a regulatory compliance attorney and Co-chair of Hooper, Lundy & Bookman's Fraud & Abuse Practice Group. She is Certified in Healthcare Compliance (CHC) by the Compliance Certification Board. Ms. Gittens is an experienced trial attorney who has intentionally focused her practice on defending health care companies and individual executives in response to allegations of regulatory and statutory violations. She has led numerous corporate internal investigations in response to fraud investigations and federal government enforcement actions. As a former federal prosecutor, Ms. Gittens provides expert legal advice to companies and executives facing government investigations and enforcement actions. She conducts internal investigations on behalf of Boards of Directors, Board Committees and corporate counsel relating to alleged wrongdoing. She has substantial experience in the False Claims Act, Anti-Kickback Statute, Stark Law, and Foreign Corrupt Practices Act.

Gold, Jonathan H.
Trial Attorney, Fraud Section, Civil Division, U.S. Department of Justice
Ability to Pay
3/1/2019 (10:00 - 11:15 a.m.)

Jonathan Gold has served as a Trial Attorney in the Civil Division, Fraud Section for over ten years. He has handled health care, procurement, and a variety of other fraud matters.

Gorji, Perham
Deputy Chief Counsel for Litigation, Office of Chief Counsel, U.S. Food & Drug Administration
CIAs and Compliance Program
3/1/2019 (8:30 - 9:45 a.m.)

Gould, William F.
Partner, Holland & Knight LLP
Ability to Pay
3/1/2019 (10:00 - 11:15 a.m.)

William Gould is a Partner in the Washington, D.C. office of Holland & Knight LLP. As a co-chair of Holland & Knight's Health Care and Life Sciences team, Mr. Gould's practice involves domestic and international enforcement defense with a focus on litigation and corporate compliance work on behalf of pharmaceutical and medical device companies. Prior to returning to private practice, Mr. Gould was a federal prosecutor with the U.S. Department of Justice for over 10 years.

Granston, Michael
Director, Fraud Section, Civil Division, U.S. Department of Justice

Luncheon Keynote Speaker
3/1/2019 (12:45 – 1:45 p.m.)

Michael Granston is the Director of the Civil Fraud Section of the U.S. Department of Justice. After graduating from Yale Law School, he clerked for Judge David Ebel of the 10th Circuit Court of Appeals and worked for the law firm of Covington and Burling. He joined the Department as a trial attorney in 1997. As Director of the Fraud Section, he oversees the Department's pursuit of cases under the False Claims Act and has spoken extensively on the Department's civil fraud enforcement activities.

Grooms, Daniel J.
Assistant U.S. Attorney, U.S. Attorney's Office for the Eastern District of Virginia, U.S. Department of Justice
The FCA and Opioids
3/1/2019 (3:30 - 4:45 p.m.)

Daniel Grooms is an Assistant United States Attorney and has served in the Department of Justice since 2003, holding various positions including Criminal Chief for EDVA, Associate Deputy Attorney General with responsibility for DEA and opioid policy, and Narcotics Chief for EDVA.

Grubman, Scott R.
Partner, Chilivis Cochran Larkins & Bever LLP
CIAs and Compliance Program
3/1/2019 (8:30 - 9:45 a.m.)

Scott Grubman is a former Assistant United States Attorney and DOJ Trial Attorney who represents businesses and individuals in connection with government investigations, False Claims Act litigation, and white collar criminal defense. In addition to his practice, Mr. Grubman serves as an adjunct professor at both Emory University and Georgia State University Schools of Law, where he teaches classes on healthcare fraud and abuse and white collar crime.

Haray, Jonathan W.
Partner, DLA Piper
Parallel Civil and Criminal Investigations
2/28/2019 (11:30 a.m. - 12:45 p.m.)

Jonathan Haray is a partner with DLA Piper in Washington, DC, and an accomplished white-collar litigator with extensive experience handling matters involving allegations of fraud and false claims. He regularly represents businesses and individuals in investigations and litigation involving alleged False Claims Act violations. An experienced first-chair courtroom trial lawyer, he formerly served as Deputy Chief of the Fraud and Public Corruption Section of U.S. Attorney's Office for the District of Columbia and as an Assistant Chief Litigation Counsel with the Securities and Exchange Commission.

Hardin, Ashley W.
Partner, Williams & Connolly LLP
Statistical Sampling and Algorithms
2/28/2019 (2:00 - 3:15 p.m.)

Hillyer, Rebecca J.
Partner, Morgan, Lewis & Bockius LLP
The FCA and Opioids
3/1/2019 (3:30 - 4:45 p.m.)

A white-collar and commercial litigator, Rebecca J. Hillyer concentrates her practice on False Claims Act (FCA) and qui tam litigation, complex business fraud and disputes, and product liability cases. Rebecca represents clients in the medical device, pharmaceutical, healthcare, technology, and financial services industries.

Hitchcock Cross, Nola J.
Managing Attorney, Cross Law Firm, S.C.
Subjectivity: Medical Necessity, Medical Judgment, Science Grants
2/28/2019 (10:00 - 11:15 a.m.)

Nola J. Hitchcock Cross has obtained many FCA recoveries, including the first nation-wide hospice admissions fraud recovery, the first FCA recovery predicated on the Controlled Substance Act, and the first FCA settlement predicated on Medicare Part D. She was twice President of the Labor & Employment Law Section of the Wisconsin State Bar and a frequent speaker on FCA issues. She represents the Relators in the Aseracare case. She can be reached at njhcross@crosslawfirm.com or 414-224-0000.

Hudak, Brian P.
Deputy Chief, Civil Division, U.S. Attorney's Office for the District of Columbia, U.S. Department of Justice
Parallel Civil and Criminal Investigations
2/28/2019 (11:30 a.m. - 12:45 p.m.)

Brian P. Hudak serves as a Deputy Chief in the Civil Division of the U.S. Attorney's Office for the District of Columbia. Brian received his Bachelor of Science in Computer Science from the University of Virginia in 2000 and his Juris Doctor from Washington & Lee University School of Law in 2003. Following law school, Brian worked as an associate in the litigation department of Mayer Brown LLP in New York before joining the U.S. Attorney's Office in 2007. Prior to becoming a Deputy Chief, Brian worked as an Assistant United States Attorney handling all types of defensive and affirmative civil litigation involving the Government at all stages of the litigation process, totaling more than 300 cases and investigative matters. Brian's affirmative practice has focused on the False Claims Act and, in particular, matters concerning procurement, mortgage, and health care fraud. Through his efforts, Brian has recovered hundreds of millions of dollars for the Government, which has led to tens of millions of dollars of relator share payments. Brian has received numerous recognitions from his Office and client agencies for his outstanding work on behalf of the United States.

Kleiman, Mark
Owner, Law Office of Mark Allen Kleiman
Parallel Civil and Criminal Investigations
2/28/2019 (11:30 a.m. - 12:45 p.m.)

Mark Kleiman has led to over \$600 million being recovered in government recoveries. His clients receiving over \$80 million dollars in relator's share in cases involving health care fraud, defense contracting, SBA lending, & proprietary school fraud. He currently represents the lead relator in the case against Insys which has civil and criminal components, and has handled five other cases in which his whistle blower clients gave testimony & evidence leading to guilty pleas or convictions.

Mao, Andy
Deputy Director, Commercial Litigation, U.S. Department of Justice
Statistical Sampling and Algorithms
2/28/2019 (2:00 - 3:15 p.m.)

Miller, Daniel R.
Shareholder, Berger Montague PC
Ability to Pay
3/1/2019 (10:00 - 11:15 a.m.)

Daniel R. Miller exclusively represents whistleblowers in state and federal cases against companies, providers, and contractors who have committed fraud against the government. Prior to joining Berger & Montague, Mr. Miller was a Deputy Attorney General for the Delaware Department of Justice where he tried more than 125 cases to jury verdict. Collectively, Mr. Miller has actively worked on whistleblower cases which have returned more than \$3 billion to state and federal treasuries.

Miller, Andrew M.
Shareholder, Baron & Budd, P.C.
Ability to Pay
3/1/2019 (10:00 - 11:15 a.m.)

Mizer, Benjamin C.
Partner, Jones Day
Statistical Sampling and Algorithms
2/28/2019 (2:00 - 3:15 p.m.)

Benjamin C. Mizer is a partner at Jones Day who litigates complex matters in state and federal court and has broad experience in conflicts involving the government. He has argued almost twenty appeals in various courts, including three in the U.S. Supreme Court. Before joining Jones Day, Ben was the Acting Assistant Attorney General for the U.S. Justice Department's Civil Division. As the head of DOJ's largest litigating component, he oversaw litigation covering a wide range of subject matter.

Paulhus, Michael E.
Partner, King & Spalding LLP
Mediating a Qui Tam Case
3/1/2019 (11:30 a.m. - 12:45 p.m.)

Mike Paulhus, a Healthcare litigation partner at King & Spalding, specializes in defending healthcare providers in government investigations, False Claims Act litigation, and compliance counseling. Mike

also serves as an adjunct faculty member, teaching a Healthcare Fraud & Abuse seminar at Georgia State University School of Law. Mike has been recognized in Chambers USA "for his work on behalf of clients in False Claims Act cases and government investigations."

Renjilian, Tim
Senior Managing Director, FTI Consulting, Inc.
Statistical Sampling and Algorithms
2/28/2019 (2:00 - 3:15 p.m.)

Tim Renjilian is a Senior Managing Director with FTI Consulting. He is based in Atlanta but practices throughout the country. He has consulted with clients on regulatory compliance matters for over 30 years. His work includes investigations, expert witness engagements, compliance program consulting, and leading Independent Review Organization teams under corporate integrity agreements. His clients span the full spectrum of the healthcare and life sciences industry.

Reynolds, Lesley C.
Partner, Reed Smith LLP
Materiality Issues
2/28/2019 (3:30 - 4:45 p.m.)

As a Life Sciences Health Industry Group partner in the Washington, D.C. office, Lesley focuses her practice on matters involving health care compliance and litigation. Lesley has extensive experience in false claims act cases, and complex litigation affecting health care providers, manufacturers, and suppliers.

Riordan, Mary
General Attorney, Office of Inspector General, U.S. Department of Health and Human Services
CIAs and Compliance Program
3/1/2019 (8:30 - 9:45 a.m.)

Saleski, Courtney
Partner, DLA Piper
Parallel Civil and Criminal Investigations
2/28/2019 (11:30 a.m. - 12:45 p.m.)

Courtney Saleski is an experienced trial and appellate lawyer who serves as the co-chair of DLA Piper's appellate group and a member of the white collar group. Courtney's practice focuses on appellate litigation, government enforcement and civil and criminal fraud-related litigation, investigations and compliance.

Seikaly, Katherine J.
Partner, Reed Smith LLP
Materiality Issues
2/28/2019 (3:30 - 4:45 p.m.)

Kate represents clients in government and internal investigations and related litigation, with particular focus on the False Claims Act. Her clients include leading companies in industries such as

health care, manufacturing, defense, and financial services. Most recently, Kate represented a national health care provider in a multi-billion dollar FCA litigation, which ended with the DOJ dismissing all claims with prejudice.

Singh, Tejinder
Partner, Goldstein & Russell, P.C.
Materiality Issues
2/28/2019 (3:30 - 4:45 p.m.)

Sylvia, Claire M.
Partner, Phillips & Cohen LLP
Year in Review
2/28/2019 (8:30 - 9:45 a.m.)

Claire Sylvia is a partner with Phillips & Cohen LLP and author of *The False Claims Act: Fraud Against the Government* (West 2016 & Supp.). Phillips & Cohen has the largest and longest-standing practice exclusively representing whistleblowers under government programs. Ms. Sylvia has represented whistleblowers qui tam cases against defense contractors, healthcare providers and others that have helped the government recover millions of dollars. Prior to joining Phillips & Cohen, Ms. Sylvia served as a San Francisco Deputy City Attorney and an Assistant U.S. Senate Legal Counsel.

Thomas, John R.
Partner, Healy Hafemann Magee Thomas
Year in Review
2/28/2019 (8:30 - 9:45 a.m.)

John is a leader in the qui tam community and the Founder and Immediate Past Chair of the Federal Bar Association Qui Tam Section. John represents relators in a variety of False Claims Act cases across the country. John is also an experienced criminal litigator and was one of several attorneys interviewed by Senators Kaine and Warner in 2017 for the U.S. Attorney vacancy in the Western District of Virginia. John currently serves on the Federal Bar Association Board of Directors.

Verkamp, Jennifer M.
Partner, Morgan Verkamp LLC
Mediating a Qui Tam Case
3/1/2019 (11:30 a.m. - 12:45 p.m.)

Jennifer Verkamp is a principal at Morgan Verkamp LLC, whose practice of more than twenty years focuses on the representation of whistleblowers. Ms. Verkamp has extensive experience in managing both intervened-in and declined False Claims Act cases. She regularly prepares amicus briefs on behalf of Taxpayers Against Fraud Education Fund ("TAFEF") in regard to the correct interpretation of the False Claims Act, and is the recent author of amicus curiae briefs before the Supreme Court and the First Circuit on behalf of TAFEF in *United States ex rel. Escobar v. Universal Health Services*. Ms. Verkamp was also lead counsel in *United States ex rel. Hutcheson v. Blackstone Medical*, which resulted in the 2011 First Circuit decision rejecting "certification" as an artificial requirement of FCA liability. In October 2009, she was honored as a "Lawyer of the Year" by Taxpayers Against Fraud for

her work in the healthcare litigation, United States ex rel. Pogue v. DTCA, et al. (D.D.C). Ms. Verkamp received her law degree from Georgetown University Law Center in 1996 and her undergraduate degree from Xavier University in Cincinnati, Ohio.

Waites, Natalie

Senior Counsel for Health Care Fraud, Fraud Section, Civil Division, U.S. Department of Justice

Mediating a Qui Tam Case

3/1/2019 (11:30 a.m. - 12:45 p.m.)

Wallace, Lee

Partner, The Wallace Law Firm LLC

Mediating a Qui Tam Case

3/1/2019 (11:30 a.m. - 12:45 p.m.)

Lee Wallace is a registered mediator at BAY Mediation in Atlanta. In 30 years of practice, Lee worked on matters in 20 different states. For the past 14 years, she has represented relators in qui tam cases. A past President of the Georgia Association for Women Lawyers, Lee was first in her class at Vanderbilt University, an honors graduate of Harvard Law School, and clerked on the 11th Circuit. Lee has been named a "Georgia SuperLawyer" every year since the poll of 24,000 lawyers began.

Wiseman, David B.

Senior Trial Counsel, Commercial Litigation, U.S. Department of Justice

Ethics

3/1/2019 (2:00 - 3:15 p.m.)

David B. Wiseman is Senior Trial Counsel in the Civil Fraud Section of the Department of Justice. He has been with the Fraud Section for eighteen years and has investigated and litigated numerous False Claims Act cases. He is also the Professional Responsibility Officer for the Commercial Litigation Branch of DOJ and provides advice on compliance with the rules of professional responsibility to attorneys throughout the Commercial Litigation Branch.

Zimmer, Eileen

Senior Financial Analyst, U.S. Department of Justice

Ability to Pay

3/1/2019 (10:00 - 11:15 a.m.)

I have worked at the U.S. Department of Justice since 1984, originally in the Antitrust Division and presently in the Civil Division. I have a B.S. and MBA in Finance and Investments and am a Chartered Financial Analyst. During my years at DOJ, I have assisted the Antitrust, Civil, Criminal, ENRD and Civil Rights Divisions, as well as many AUSA offices, in their ability to pay analyses.