# About the Editors

Ann T. Hollenbeck is a Partner in the Health Care and Life Sciences Practice of Jones Day. She advises hospitals, physicians, and other providers on the implications of health care reform, human subjects research matters, and fraud and abuse. She represents academic medical centers and health systems on clinical affiliations, 340B program matters and physician compensation. Ann also advises health care entities on transactional matters such as ancillary services arrangements, joint ventures, and physician-hospital relationships. She regularly represents health care entities on clinical trial-related agreements and related regulatory matters, including subject recruitment and informed consent. She received her undergraduate degree from Butler University and her law degree from Indiana University School of Law, and is licensed to practice law in Michigan, Indiana, and Illinois.

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Kyle Y. Faget (Chapter 10, The Relationship between Enforcement and Compliance) is a special counsel and business lawyer with Foley & Lardner LLP. She is a member of the firm's Government & Public Policy Practice and the Health Care, Telemedicine, and Life Sciences Industry Teams. Her practice focuses on advising clients regarding regulatory and compliance matters involving the Food, Drug & Cosmetic Act, the False Claims Act, the Anti-Kickback Statute, the AdvaMed Code, and the PhRMA Code. She has extensive experience in health law, life sciences, and a range of FDA corporate and regulatory areas within the medical device and pharmaceutical industry. Additionally, she has provided clients with strategic and tactical advice regarding government and internal investigations. Her experience includes operationalizing and monitoring compliance with Corporate Integrity Agreements and Deferred Prosecution Agreements and managing Independent Review Organizations. Prior to joining the firm, Ms. Faget held several in-house positions. She has experience in a variety of health care regulatory and compliance matters, including medical affairs, sales, marketing and promotion issues, health care provider grants and charitable donations, and health care professional research grants. She also has extensive experience drafting and negotiating agreements commonly utilized in the life science industry, including health care professional consulting agreements, manufacturing agreements, informed consents, pre-clinical and investigator initiated and sponsor initiated clinical trial agreements.

Emily Black Grey (Chapter 16, EMTALA Compliance) is a partner in the Baton Rouge office of Breazeale, Sachse & Wilson, LLP and is the Section Manager of the firm's health care team, one of the largest in Louisiana. She represents health care providers in a wide range of issues including routine operational matters, regulatory compliance, fraud and abuse, licensing, provider enrollment, contracting, joint ventures, and health care transactions including hospital/physician integration. Ms. Grey's clients range from Fortune 500 companies to individual health care professionals and include hospitals and health systems, surgery centers, pharmacies, physicians and their practices, health care management and consulting companies, and other health care providers. As stated by Chambers USA, Ms. Grey's clients praise "her 'positive attitude and orientation towards results and resolution." She is noted for her handling of transactional regulatory matters and offers noted experience in licensing. She advises her clients on health care matters such as Stark and anti-kickback laws, EMTALA, state licensing regulations, Conditions of Participation, and other similar requirements. She assists providers who are seeking a new license, revising an existing license or buying or selling a facility. Additionally, she represents providers under scrutiny from licensing and certification agencies including Medicare & Medicaid and before their state licensing boards. She also represents providers in collection suits and in disputes with managed care organizations. Ms. Grey is the Chair of the Hospitals and Health Systems Practice Group of the American Health Lawyers Association, following six years of serving as a Vice Chair of that Practice Group and as the Chair and Vice Chair of the Public Health Systems Affinity Group. She has also held leadership positions with the American Bar Association, the Louisiana State Bar Association's Health Law Section, the Louisiana Law Institute, and the Baton Rouge Bar Association. She is a frequent speaker and author on health care issues for AHLA and for the Louisiana Hospital Association, Ms. Grey graduated from Louisiana State University with a Bachelor's degree in English in 1997, and received her law degree from Louisiana State University's Paul M. Hebert Law School in 2000 where she was a member of the Law Review. She is licensed to practice in Louisiana and Texas.

Gerald M. Griffith (Chapter 23, Exempt Organizations and Other Tax Compliance Issues) is a partner with Jones Day in their Chicago office. He practices in the areas of health care transactions, tax-exempt organizations, and regulatory compliance. He also has served as borrower's counsel on several hospital and long-term care bond issues. Mr. Griffith's transactional practice focuses on significant transactions, with an emphasis on joint ventures and acquisitions. His tax-exempt organizations practice concentrates on defending major IRS audits, obtaining rulings in complex cases, and community benefit matters. Mr. Griffith has represented multiple health systems in major IRS audits. He also is experienced in structuring complex affiliations, including hospital joint operating agreements and other shared control joint ventures. He has obtained several unique private letter rulings from the IRS, including the first ever ruling approving a nonprofit hospital joint operating agreement (PLR 9609012), the first hybrid JOA/merger ruling (PLR 199944046), and the first ruling on disqualified person status of physicians (PLR 201336020). Mr. Griffith also has considerable experience in structuring physician relationships with hospitals, nonprofit governance, executive compensation, academic medical center relationships, voluntary disclosures, and fraud and abuse and Stark Law compliance. He has represented hospital systems, academic medical centers, physician organizations, health maintenance organizations, and colleges and universities. Mr. Griffith is Past President of the American Health Lawyers Association and a member of its Nominating Committee. He is also President of the Illinois Association of Healthcare Attorneys, and he served as chair of the Health Care Law Section of the State Bar of Michigan.

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**Kenneth E. Hooper** (Chapter 13, Internal and External Audit Basics) CPA, CFE, CHC is a Director with HBE Advisors LLC. He has over 30 years of experience in public practice including consulting and litigation support services for health care providers. He is a licensed CPA in Idaho, Washington, and Georgia, as well as a Certified Fraud Examiner and Certified in Healthcare Compliance. Mr. Hooper's health care consulting experience includes provider compliance and litigation matters including due diligence, internal investigations, self-reporting and forensic services. Mr. Hooper has testified, been deposed, or consulted on cases in both federal and state courts. He has also served as the interim National Director of Audit and Monitoring for a national third-party billing company and as a chief compliance officer for a health care system while a permanent replacement was recruited.

Gabriel L. Imperato (Chapter 8, What to Do When the Government Knocks and Chapter 9, Managing an Internal Investigation) is the Managing Partner of Nelson Mullins Broad and Cassel's Fort Lauderdale office and is a leader of the Firm's White Collar/Health Care Criminal and Civil Fraud and Compliance Practice. He has practiced health care law in both the public and private sectors for over thirty years and is Board Certified as a specialist in health law by the Florida Bar. He is also Certified in Healthcare Compliance by the Health Care Compliance Association where he sits on the Board of Directors and is a past president of the organization. Mr. Imperato's personal area of practice involves the representation of individuals and organizations accused of criminal and civil health care fraud and handling compliance matters for health care organizations. Prior to joining Broad and Cassel, Mr. Imperato was the Deputy Chief Counsel, Office of the General Counsel, United States Department of Health and Human Services, where he advised and represented various agencies of the Department of Health and Human Services, including the Center for Medicare & Medicaid Services, the Public Health Service, the Social Security Administration and the Office of the Inspector General. Mr. Imperato has extensive criminal and civil trial and appellate experience in administrative, state, and federal courts and has personally handled leading national cases concerning criminal and civil health care fraud and abuse and health care law and policy. He has also handled numerous matters involving the formation of integrated delivery systems and managed care organizations. He is considered a national expert on health care fraud and abuse and compliance and regulatory matters and is a frequent lecturer on these topics. He is a member of the Illinois, Florida, and District of Columbia Bars, the American Health Lawyers Association, the Health Law Section of the Florida Bar, The American Bar Association White Collar Crime Committee and the Subcommittee on Health Care Fraud where he has been the Chairman of the Planning Committee of the American Bar Association's Annual Health Care Fraud Institute since 1995. Mr. Imperato was a long time member of the now-dissolved American Academy of Hospital Attorneys, where he was Chairman of the Reimbursement and Payment Committee and the Health Care Reform Task Force.

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Sarah E. Swank (Chapter 16, EMTALA Compliance) is an experienced attorney who has worked as in-house counsel in two national health care systems and as a Shareholder in a nationally recognized law firm. Ms. Swank was Senior Counsel at Dignity Health in Pasadena, California supporting five hospitals, laboratory services, and six CINs and a Shareholder in Ober|Kaler's Health Law Group in the Washington, DC office providing advice and guidance on health care transactions, governance, ACOs, telehealth, compliance, EMTALA, clinical research, IRBs, and health care reform. Before joining Ober|Kaler, Ms. Swank was an Associate General Counsel for Trinity Health in the metro-DC area, where she managed the local legal team and assisted in system-wide initiatives. She started her career as a managed care attorney and government affairs associate in New York State. Ms. Swank works with clients to navigate the complex legal framework facing the health care industry today and to promote access to high quality and safe care by breaking down silos through innovation, technology, clinical research and patient-centeredness.

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