## About the Editors

Robin Fisk, Editor in Chief and co-author of Chapter 17, Considerations in the Absence of a Contract Between Provider and Payer, is a health lawyer focusing on managed care and business transactions. She has represented providers, practitioners, and managed care organizations. Robin has functioned as in-house counsel for managed care companies in metro New York, Texas, and Massachusetts, served as lead counsel for four insurer start-ups, several service line and service area expansions, and as contract counsel to national providers. Pursuing a longstanding interest in improving the way services are delivered, she recently completed her Master's of Health Care Delivery Science, a program jointly sponsored by the Tuck School and the Dartmouth Institute. Robin has also taught health law at the Master's level. She graduated from Boston University School of Law and the University of Pittsburgh a *very* long time ago.

Christina DeGraff-Murphy, Editor, is the Assistant General Counsel of Contracting for The University of Vermont Health Network consisting of six Affiliate hospitals in New York and Vermont, including an academic medical center, several skilled nursing facilities and other health care entities. She represents the organization on a wide range of matters with an emphasis on managed care, ASO and ACO contracting. Christina balances strategic and business initiatives with contractual and legal requirements in managed care negotiations, contracting, and dispute resolution, alternative payment methodology arrangements, and general contracting to support network initiatives. This is Christina's first time serving as an Editor for the AHLA's *Health Plans Contracting Handbook*. Christina is an alum of Western New England School of Law (2001) and Western New England University (1998). Christina resides in Vermont with her husband and three children.

Gregory R. Mitchell, Editor, is an associate in the law firm of Epstein Becker & Green PC and is based in the firm's New York office. He focuses his practice on advising health systems, medical groups, independent practice associations, accountable care organizations, and other providers, provider groups, and intermediary entities on a range of managed care-related matters. He negotiates and drafts managed care agreements by and among managed care companies, insurers, hospitals, health systems, independent practice associations (IPAs) and similar provider organizations, behavioral health and substance use disorder treatment providers, physicians, and ancillary providers relating to Medicare Advantage, Medicaid managed care, as well as fully-insured and self-insured lines of business. He negotiates and drafts agreements relating to innovative payment models; including fullrisk/capitation, bundled payment, and shared savings/losses models; prepares agreements relating to the delegation of management functions by managed care entities to third parties; and negotiates and prepares managed care agreements between health care providers and managed care entities and insurers for reimbursement in traditional reimbursement models. In addition, he has spoken and coauthored articles on various health care topics including social determinants of health, encounter data, and the Affordable Care Act's impact on health insurance and provider. Gregory is an alumnus of Emory University School of Law and Union College.

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Adam C. Aseron (Chapter 4, Key Contract Definitions) is a founding member of Giles Aseron PLLC. Adam has over a decade of experience advising providers on managed care matters. A substantial portion of Adam's practice is dedicated to representation of health care systems with respect to managed care arrangements with private and governmental payers. Adam regularly negotiates participation agreements for his clients covering a wide spectrum of plan and product types, including commercial, exchange-based, Medicare Advantage, Medicaid managed care, ACO, and workers' compensation products. Before co-founding Giles Aseron PLLC, Adam worked for several years as a health care attorney with a focus on managed care in the Austin office of Vinson & Elkins LLP. Previously, Adam served as a judicial clerk for The Honorable Thomas B. Bennett, U.S. Bankruptcy Court for the Northern District of Alabama. Adam obtained his law degree from the University of Texas School of Law in 2006, where he graduated with high honors, was a member of the Order of the Coif, and served as an associate editor of the *Texas Law Review*.

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Aimee DeFilippo (Chapter 3, Antitrust Issues in Payer-Provider Contracting) is a partner at Jones Day. Her practice is devoted to antitrust law, where she represents clients in a variety of industries, with a particular focus on health care and pharmaceuticals. She focuses on merger defense and clearance, representing clients in investigations brought by the FTC, DOJ and state attorneys general, and counseling on competitor collaborations and antitrust compliance issues. Aimee also spent over a year on secondment with General Electric's corporate competition law group, where she worked on a variety of transactional, counseling, and compliance matters across the globe. Aimee serves as Chair of the Antitrust Practice Group of the American Health Law Association, and speaks and writes for organizations such as the AHLA, the American Bar Association, Competition Policy International, Bloomberg BNA, and others. Global Competition Review has recognized her in its *Who's Who Legal "Future Leaders in Competition Law"* publications, and she is also recommended in the *Legal 500 US*. In 2019, Aimee was included as one of the top "40 in their 40s" women competition professionals across North and South America.

Lisa G. Han (Chapter 14, Medicare Managed Care Contracting) is a partner at Jones Day. Lisa represents health plans and a wide variety of health care organizations and provides strategic, transactional, and regulatory counseling with respect to their managed care operations and value-based arrangements. Lisa focuses her practice on advising health insurance and health care clients on the following: mergers, acquisitions, and restructurings of insurance companies and managed care plans; insurance holding company transactions and related regulatory filings; formation of insurance companies, HMOs, risk-bearing provider networks, and other regulated entities, such as third-party administrators and pharmacy benefit managers; compliance with Medicare Advantage and Medicaid managed care plan and state insurance laws; complex managed care contracting; formation of ACOs, clinically integrated networks, direct contracting entities and other types of provider networks; negotiation and development of value-based arrangements, such as shared savings arrangements, bundled payment, consumer directed health plans, and other risk-based programs.

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John M. Kirsner (Chapter 3, Antitrust Issues in Payer-Provider Contracting) is a partner in the Health Care and Life Sciences practice group at Jones Day, resident in Columbus, Ohio. John's practice focuses on provider integration strategies, including development and on-going legal and regulatory advice for accountable care organizations (ACOs), including waiver strategies, clinically integrated networks and other provider-network strategies. He also has led several engagements forming sophisticated integrated provider organizations, including establishing foundation models, professional service agreement models, and loose affiliation models involving large multispecialty group practices and hospital systems. He has extensive experience with commercial ACO shared savings arrangements, assisting in the negotiation of such models with payers, as well as establishing internal distribution mechanisms. John has over 25 years of experience with payer-provider contracting issues as well. He has written book chapters for other AHLA publications, is a co-author of a book on payer-provider contracting issues, and is a frequent national speaker and author on health care issues. He is a past chair of the Ohio State Bar Association Health Care Law Committee, and has been named to the Best Lawyers in America for both health care and insurance law since 2007, and an Ohio Super Lawyer since 2006. He is a 1992 graduate of The Ohio State University Moritz College of Law, and has two wonderful children, Eleanor (13) and Ariel (11), with his wife Lisa.

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Jacqueline B. Penrod (Chapter 11, Provisions Related to Data Sharing) is an Associate Professor in the Health Programs department at Peirce College in Philadelphia, Pennsylvania and an Adjunct Professor at Drexel University's Klein School of Law. She is the owner and sole member of J. B. Penrod Law LLC, focusing her practice on health information privacy. A graduate of the James E. Beasley School of Law at Temple University, she served as the Editor in Chief of the *Temple Law Review* during the 2001-2002 academic year. She later served as a law clerk for the Honorable Gene E. K. Pratter in the United States Court for the Eastern District of Pennsylvania. Jacqueline also has a master's degree in Business Administration with a concentration in Finance and has worked as a business manager and consultant in the health care industry, specializing in the area of managed care. Her professional experiences include working as a consultant at a large national accounting firm, a financial analyst for a small Medicaid health maintenance organization, director of Managed Care for a 500-bed hospital, and Senior Counsel for AmeriHealth Caritas.

Christian Puff (Chapter 17, Considerations in the Absence of a Contract Between Provider and Payer), Associate General Counsel/Assistant Corporate Secretary, Parkland Community Health Plan, is an attorney who has worked for sixteen years with managed care plans, as well as provider-owned plans. Prior to joining Parkland, Christian served as Counsel at the Dallas office of Hall Render Killian Heath & Lyman, and directly before that, as the Chief Operating Officer for CHRISTUS Health Plan, a Catholic. not-for-profit, provider-owned organization with Medicare, Medicaid, Marketplace, and USFHP plans. Christian brings a unique perspective, having worked for both Fortune 50 health plans and pharmacy benefit managers (PBMs). In her work with these companies. she performed due diligence for merger and acquisition work; advised on regulatory matters for Medicare, Medicaid, self-funded and fully insured commercial health plans in a variety of states. She also advised on Medicare Advantage Plan issues and First-Tier, Downstream, and Related Party compliance matters; and acted as counsel for MAPD plans and freestanding Part D plans, performing as both transactional

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Michael has been selected for inclusion in *New Jersey Best Lawyers list* 2003-2021 (2012, 2016 & 2018 Healthcare Lawyer of the Year) and *New Jersey Super Lawyers list* 2005-2021 (Top 100 attorneys; 2007-2015, 2017-2021), *Chambers USA* 2007-2020 (Band 1, Healthcare 2011-2019, Star Recipient 2020) and *Who's Who in American Law, Who's Who in the World*, and *Who's Who in the East*.

**Debra Silverman** (Chapter 5, Policy and Procedure Amendments) is a Partner/Director of Garfunkel Wild PC and chair of its health law practice group. Debra represents hospital systems, teaching and community hospitals, faculty practice plans and physician group practices, with an emphasis on

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Leah B. Stewart (Appendix C, Physician Group Practice Provider Agreement with Commentary) is Associate Vice President for Legal Affairs at The University of Texas at Austin Dell Medical School. She has more than 15 years' experience in health care and regulatory law, with an emphasis on managed care and government programs. Previously, as a shareholder with Beatty Bangle Strama PC and an associate with Vinson and Elkins LLP, she represented industry stakeholders on managed care contracting and disputes; regulation of health care providers and health plans; insurance and risk issues; managed Medicaid, Medicare Advantage, and Medicaid reimbursement, including supplemental payments; the Health Insurance Portability and Accountability Act (HIPAA) and state privacy issues; Texas legislative and rule-making initiatives; federal and state fraud and abuse laws; and various other health care transactions. Leah has formerly served as both Chair and Vice Chair in the AHLA Payers, Plans, and Managed Care Practice Group. Leah is an alum of the University of Virginia School of Law and Texas A&M University.

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Amanda M. Wilwert (Chapter 6, Payer Programs and Policies: Utilization Management and Quality Assurance) is an attorney in the Overland Park, Kansas office of Foulston Siefkin LLP. She is a member of the firm's health care practice group. She works with all types of health care clients, including acute and post-acute institutional providers, pharmacies, independent physicians groups, and hospice programs. Her major practice areas include health care regulatory matters, HIPAA, EMTALA, compliance, patient care issues, consent issues, risk management, and Medicare and Medicaid reimbursement. She has experience assisting clients with negotiation of managed care and other payer contracts. She frequently represents clients in matters before state licensing boards. She frequently practices in litigation in the areas of reimbursement and professional malpractice. She also serves as a patient care ombudsman in health care bankruptcy cases. She is a 2011 graduate of the Washburn University School of Law, where she was an articles editor for the Washburn Law Journal. She is a member of the Kansas and Johnson County Bar Associations, the American Health Law Association, the Kansas Association of Hospital Attorneys, the Missouri Society of Health Care Attorneys, The Greater Kansas City Society of Health Attorneys, and the Kansas Women Attorneys Association. In 2019, she co-authored Chapter 14, Medical Necessity, Claims, and Payment Processes of AHLA's Health Care Compliance Legal Issues Manual, 5th ed. (2019). Amanda was selected for inclusion in 2021 Best Lawyers Ones to Watch in the practice area of Health Care Law and is admitted to practice in Kansas, Missouri, and the District of Columbia.