

Editors' Bios

Lisa Gora is a health care and corporate attorney at Wilentz Goldman & Spitzer PA. Her health care practice focuses on the representation of health care professionals as well as group practices and other health care entities, including but not limited to, mental health facilities, substance use disorder treatment facilities, academic medical centers, and ambulatory surgery centers. She advises her clients on applicable federal and state statutes and regulations, including but not limited to, the federal Anti-Kickback law and Stark Law, federal False Claims Act, and state-specific self-referral laws. On the corporate side, Lisa guides her clients through transactional matters with respect to the formation and structure of health care entities, including joint ventures, affiliation agreements, and other professional service arrangements. Lisa serves as Chair of the Medical Staff, Credentialing, and Peer Review Practice Group of the American Health Law Association, and she is also Vice Chair of the New Jersey State Bar Association Health Law Section. Since 2019, Lisa has been ranked in *Chambers USA*. She has also been named to the "Rising Stars" list of New Jersey *Super Lawyers* since 2018; she has been named in the "One to Watch" 2021 list of *Best Lawyers in America* for Corporate Law; and she was named by the *New Jersey Law Journal* in its 2020 Professional Excellence Awards as a "New Leader of the Bar," recognizing her leadership in the health care legal industry in New Jersey.

Jennifer M. Nelson Carney is chair of Bricker & Eckler's Health Care industry group. Her practice focuses on the business and regulatory needs of hospitals, health systems, dialysis providers, and other health care entities. She advises clients on the balance of minimizing risk while providing good patient care from intake to discharge.

Jenny counsels on issues surrounding maintenance of patient information, including design and documentation of the medical record, health information technology, promoting interoperability, and information blocking. Additionally, she helps clients navigate state and federal regulatory issues surrounding mergers and acquisitions of health care entities, including Medicare and Medicaid provider enrollment, CHOWs and revalidations, Medicare Conditions of Participation (CoPs), state and accrediting body survey and certification and licensure issues, RAC appeals, and medical staff privileging and credentialing. Her experience also includes work with medical marijuana/cannabis issues, health care reimbursement, and health care policy issues.

Jenny has twice served as interim in-house counsel for the firm's health system clients to help the organizations' legal departments manage complex projects and move their short- and long-term goals forward.

Michael F. Schaff is co-chair of the Corporate and Health Law practice groups and a member of the Management Committee at Wilentz Goldman & Spitzer PA. He has over 30 years of experience representing hospitals, ambulatory surgical centers, physician groups, and other health care providers in all areas of health care law, including in connection with the formation and structure of joint ventures and private equity investments in health care. On the corporate side, Michael advises start-ups and established businesses of all sizes on matters ranging from simple to complex agreements, entity formation and regulatory compliance, to purchases or sales and strategic transactions.

Michael is an active member of the American Health Law Association, having served in several of the organization's leadership positions, including as a member of the Board of Directors, Executive and Finance Committees, and Chair of AHLA's Physician Organizations Practice Group. In 2018, he was the recipient of the prestigious David J. Greenburg Service Award. Michael is currently an AHLA Fellow and a member of the AHLA Fellows Coordinating Committee. He is a Trustee of the New Jersey State Bar Association and an Emeritus Director of its Health Law Section.

Widely recognized as a leader in health care law, Michael has received numerous honors and awards. *Chambers USA* has consistently ranked him among the top health care attorneys in New Jersey since 2011, including as a "Star Individual" in 2020. *Best Lawyers in America* has recognized Michael every year since 2003, including as "Lawyer of the Year" for Business Organizations in 2021 and for Health Care Law in 2012 and 2016–2018. He has also been included in New Jersey *Super Lawyers* since its inception and in the "Top 100" list since 2007.

Authors' Bios

Marc J. Adesso is a partner in Saul Ewing Arnstein & Lehr LLP's Chicago office. He provides strategic and innovative legal counsel for emerging and established capital markets participants, including issuers, underwriters, and fund managers. Clients in the real estate/REIT, cannabis, health care, manufacturing, and financial service industries rely on Marc for advice in a multitude of corporate and securities matters in order to create long- and short-term financial solutions, focused on enhancing shareholder value. Marc has extensive experience advising clients in initial public offerings, alternative public offerings, (primary and secondary) registered offerings, and complex corporate transactions

involving listed securities, including direct listings, REIT formations, reverse mergers, PIPEs, SPACs, ATMs, and Rule 144A offerings. In addition to representing entities within the United States, Marc has experience with international and cross-border transactions. As Marc both holds an MBA and is a seasoned capital markets veteran, industry participants, such as private fund managers, C-Suite executives, and public companies' board of directors, seek his advice on a wide variety of corporate securities matters, including SEC compliance, corporate strategy, financial management, hostile takeovers, proxy contests, and other matters involving shareholder activism. He also provides advice on corporate and board governance and SEC compliance and reporting.

Luis M. Alcalde is a Director at Kegler Brown Hill + Ritter. He focuses his practice areas on cannabis law, business law, and litigation. Over a 40-year legal career he has served as a criminal prosecutor with the U.S. Army Judge Advocate General's Corps, a criminal defense attorney with the U.S. Army Trial Defense Service, and an Ohio Assistant Attorney General. In private practice he has been involved in a wide variety of matters including commercial and international litigation, personal injury litigation, corporate investigations, entrepreneurship, and many cross-border business projects throughout Latin America, Mexico, and Cuba. During the past three years he has counseled multi-state cannabis companies and assisted them in winning and retaining numerous state cannabis licenses in Ohio. He has a JD from the Ohio State University College of Law and an LLM in Business and Tax Law from Capital University Law School.

blair barnhart-hinkle is a Director in Government Relations at Cleveland Clinic. She is part of a team that manages the regulatory affairs for the clinic at both the federal and state levels. In her role she is responsible for the review and analysis of proposed rules that are published by federal and state regulatory agencies. As such, she determines the potential impact the rules may have on patients and the organization. In addition to providing feedback to the agency on the proposed rules, Blair is responsible for drafting alternative policy proposals that are included in the submissions to state and federal agencies on behalf of Cleveland Clinic. Trusted by leadership to analyze and apply the practical applications of new regulations, Blair has been responsible for identifying and leading team members to develop systemic changes throughout the enterprise that have included new workflows, policies, and procedures. Additionally, she works with her colleagues to review legislation. Blair has been with Cleveland Clinic for over 15 years. Blair graduated cum laude from Cleveland Marshall College of Law and received her undergraduate degree in business from Indiana University. Blair is active in the community and volunteers with Legal Aid in their pro bono section.

Brittany Bonetti is an associate in Cooper Levenson's Health Care and Cannabis Law practice groups. She assists hospitals and health systems, medical staffs, individual physicians, and physician groups in business transactions and regulatory matters of all types. She regularly navigates transactions involving complex health care regulations, including the Stark law and Anti-Kickback Statute. Brittany graduated magna cum laude from George Washington University with a Bachelor of Arts in 2010. She received her Master of Public Health from the Rutgers School of Public Health with a concentration in Health Systems and Policy. She was awarded the ABA-BNA Award for Excellence in the Study of Health Law when she graduated from Rutgers Law School with a Juris Doctor.

Richard Y. Cheng's practice focuses on corporate transactions, regulatory (e.g. license CHOWs), compliance matters (e.g. Stark, Anti-Kickback, FCA, HIPAA), and administrative appeals. He has an extensive health care law practice, with particular concentration representing post-acute care providers (e.g. nursing facilities, home health care agencies, hospices, ALFs), community hospitals, physician groups, ancillary providers (e.g. labs, pharmacies, etc.), retail medicine providers (e.g. medical spas, urgent care centers), management service organizations (MSOs), dental service organizations (DSOs), cannabis businesses, private equity groups, and investors. Prior to joining Weaver Johnston Nelson, PLLC, Richard was an equity partner and a member of the health care sector at one of the largest AmLaw 100 global firms. During his tenure, he launched the firm's hemp/hemp products practice group where he led multiple initiatives in building the firm's reputation in cannabis. In addition to his traditional health care practice, Richard developed a cannabis regulatory and corporate practice starting in late 2013. As a leading cannabis attorney, Richard served as outside general counsel to the Texas Cannabis Industry Association, co-authored a FDA primer in preparation for the 2019 FDA public hearing on CBD products, and has been named a Top 250 cannabis legal expert by *DataBird Research Journal* and a Top 200 Cannabis Lawyer by *Cannabis Law Report & Cannabis Law Journal*. He represents a broad base of cannabis-related clients, including private equity groups investing in the cannabis industry, physicians, medical marijuana dispensaries, seed developers, cultivators, processors, wholesalers, retailers, distribution centers, and ancillary providers (e.g. testing labs, biomass brokerage firms, etc.) and marketers.

Melissa A. Dardani is a Certified Public Accountant licensed in New Jersey and the Chair of the New Jersey Society of Certified Public Accountants (NJCPA) Cannabis Group. Melissa has worked with the NJCPA to educate CPAs, lawyers, and other professionals practicing in the cannabis space, focusing on key industry issues such as banking and taxation. She has spent time examining the impact of Internal Revenue Code Section 280E with lawmakers and business owners and has drafted position papers regarding the law's impact on the industry. In her professional practice, Melissa specializes in fraud and forensic investigations, forensic accounting, risk management, and litigation support including tax controversy matters. The expertise she provides her clients is grounded in a deep understanding of industry-specific issues. This paired with a data-driven approach enables her to provide her clients proactive risk management services.

Patrick (Pat) Harrity of McCarter & English LLP is a corporate transactional attorney who represents public and private companies in matters related to mergers and acquisitions, corporate finance, entity formation and structuring, and other corporate matters. Pat also represents clients in a variety of stages who are involved in the cannabis industry, ranging from entrepreneurs to large multi-state operators. He has represented license recipients and counseled them through the process of acquiring private funding to support the expansion of their businesses, advised clients regarding the sale of retail licenses, and advised clients on a multitude of regulatory and federal concerns. Pat takes pride in his ability to help provide business industry advice as well as sophisticated legal analysis when it comes to navigating the complex cannabis industry.

Tracy Carlson Ivers has assisted clients across a spectrum of health care settings with a particular focus on business, compliance, regulatory, and reimbursement needs. She has provided legal support as in-house counsel at the Fortune 7 Company UnitedHealthcare, and provided legal and compliance support at Masonicare Corporation, one of the largest providers of post-acute care in the state of Connecticut. Her in-house experience in managed care and interactions in the hospital setting give her the unique ability to understand her client's legal and compliance challenges from a matrixed viewpoint. Tracy has also held dual certifications in both health care compliance and medical coding. Tracy is currently a consultant with Carlson Group, LLC, and is the owner/operator of "658 Broad Street," a legal and professional services center located in Meriden, Connecticut. Prior to her focus on health care, Tracy was a criminal and civil litigator. She is a 1995 graduate of Quinnipiac University School of Law and received her Bachelor of Science degree in 1991 from Ithaca College.

Alexander G. Malyshev is a Partner and co-chair of Carter Ledyard & Milburn LLP's Cannabis, Hemp & CBD Industry Group, advising businesses, investors, and other stakeholders in the quickly evolving state-legal cannabis and federally legal hemp (and CBD) industries on how to deal with the unique challenges the industry poses in a practical manner. Alex also maintains an active litigation and counseling practice, primarily focused on the financial services industry. Alex has more than a decade of experience representing financial institutions, corporate trustees, and individuals on a variety of contract, fraud, and business tort cases related to investments in various complex instruments, like Collateralized Debt Obligations (CDOs) and Trust Preferred Securities (TruPS). The notional values of these investments have, collectively, exceeded \$3 billion. He also regularly counsels industry employers and employees in connection with restrictive covenants and unfair competition claims.

Wayne Margulies, an insurance generalist for over ten years, joined HUB International's Cannabis Insurance Division at the beginning of 2019. Working with both cannabis and hemp businesses in the United States, Canada, and Australia, Wayne spends the majority of his time focused in the sector. Starting with an audit of a business' workplace processes and practices—identifying the opportunities to improve safety and security, taking corrective action as required, training employees and putting improved procedures into action, and getting the right insurance to protect a business against losses that cannot be controlled—Wayne brings a standard operating procedure to the table across all sectors and needs—Business, Personal, and Employee Benefits.

R. Gregory Parker is a Partner in the Intellectual Property & Technology practice group of K&L Gates LLP. Greg focuses on the procurement and enforcement of intellectual property rights, including patent, trademark, trade secrets, and copyright disputes across the country. Greg also advises clients on the acquisition and licensing of intellectual property assets. With a degree in molecular and cellular biology, he has significant experience representing clients in the pharmaceutical, biotechnology, and cannabis industries. He provides clients with strategic guidance on the strengths and weaknesses of intellectual property portfolios, including advising on clearance, validity, infringement, and enforceability issues to help clients make well-informed business decisions. In addition to his legal practice, Greg is an Adjunct Professor of Law at Vanderbilt Law School, where he teaches a course on the fundamentals of patent litigation.

Eric D. Reiser is the chair of LoFaro & Reiser's Cannabis Law Group. Since 2017, Eric has been representing clients in the cannabis and industrial hemp industries with license applications, regulatory compliance, contractual agreements, and litigation matters. Eric's work as a cannabis lawyer in New Jersey has earned him recognition among his peers as an authority in the cannabis legal space, and he has been regularly quoted and featured in publications such as NJ Cannabis Insider and NJBiz on related topics. In addition to cannabis law, Eric concentrates his practice on complex business litigation and probate litigation and handles trial and appellate matters in New Jersey and New York state and federal courts. Eric further focuses his practice on corporate divorce matters involving partnership and shareholder disputes, corporate derivative actions, restrictive covenant disputes, and actions involving temporary and preliminary injunctions. Eric has earned recognition in the following publications: *New Jersey Super Lawyers—Rising Stars (2016–2020)*; *Best Lawyers—Bankruptcy and Creditor/Debtor Rights (2018–2020)*; and *Bergen Magazine "Top Lawyer"—Commercial Litigation (2018–2020)*.

Joseph M. Shapiro is a partner at Middlebrooks Shapiro PC. He represents creditors, debtors, assignees, and other parties in reorganization, liquidation, and bankruptcy matters. Joseph also serves as an assignee in general assignments

for the benefit of creditors. He represents plaintiffs and defendants in adversary proceedings, as well as in federal, state, and appellate civil litigation. He regularly speaks on bankruptcy, reorganization, liquidation, and insolvency matters, and presents bankruptcy law-related continuing legal education courses through the New Jersey State Bar Association. Joseph teaches business law as an Adjunct Professor at Union County College in New Jersey. He is a member of the Cannabis Law Committee of the New Jersey State Bar Association. He received his JD from Seton Hall University School of Law.

Neil M. Willner is a member of Wilson Elser's Cannabis Law practice team and leads the firm's Northeast efforts, helping clients navigate new risk management challenges, business practices, and the insurance landscape presented by the rapidly developing area of cannabis and hemp law. Neil works with licensed cannabis operators to comply with obligations under state law and develop risk management best practices. He advises companies across the supply chain on the quickly evolving hemp-derived cannabidiol landscape and the interplay with U.S. food and drug laws. Neil also works with insurance companies covering cannabis-related risk on developing policy and programs.