



## Shareholder

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*AV Rated*



## PRACTICE AREAS:

- Administrative Practice
- Healthcare
- Government Procurement
- Commercial Litigation/Class Action Defense
- Appellate Law
- State and Local Taxation

## PROFESSIONAL EXPERIENCE:

- Assisted clients in navigating complex regulatory issues before many state and federal agencies, including the Agency for Health Care Administration, the Department of Health, the Centers for Medicare and Medicaid Services, the Department of Revenue, the Department of Education, and the Department of Transportation.
- Represented hospitals, trauma centers, hospices, physicians, durable medical equipment providers and other health care providers in numerous regulatory and litigation matters involving a wide-range of subjects (e.g., licensure; trauma center designation or verification; certificates of need; Medicaid; Medicare; fraud, abuse and compliance).
- Represented both vendors and state agency clients in contract procurements and bid protests involving some of the largest public contracts in Florida.
- Represented insurance companies in state premium tax audits.



REPRESENTATIVE CASES:

- *Shands Jacksonville Medical Center, Inc. v. Department of Health*, 123 So. 3d 86 (Fla. 1st DCA 2013) (represented Tampa General Hospital and Bayfront Medical Center in administrative litigation over proposed trauma centers).
- *Department of Health v. Bayfront Medical Center, Inc.*, 134 So. 3d 1024 (Fla. 1st DCA 2012) (represented Tampa General Hospital and Bayfront Medical Center in rule challenge involving the Department of Health's trauma center need rule).
- *Siegers Seed Co. v. Williams Farm Partnership*, 17 So. 3d 848 (Fla. 1st DCA 2009).
- *General Electric Co. v. Department of Transportation*, 869 So. 2d 1273 (Fla. 1st DCA 2004) (bid protest).
- *Department of Education v. Cooper*, 858 So. 2d 394 (Fla. 1st DCA 2003) (filed amici curiae brief on behalf of Harcourt Educational Measurement and the Association of Test Publishers supporting the position of the Department of Education).
- *Department of Lottery v. Gtech Corp.*, 816 So. 2d 648 (Fla. 1st DCA 2001) (representation of the Department of Lottery in litigation involving the on-line gaming contract).
- *Lawnwood Medical Center, Inc. v. Agency for Health Care Administration*, 678 So. 2d 421 (Fla. 1st DCA 1996) (successfully represented applicant seeking a certificate of need for a proposed open heart surgery program).
- *Ball v. Florida Podiatrist Trust*, 620 So. 2d 1018 (Fla. 1st DCA 1993).
- *Sun City Hospital, Inc. v. Agency for Health Care Administration*, Case No. 08-0614 (Fla. AHCA December 3, 2011; Fla. DOAH August 8, 2011) (successfully opposed issuance of certificate of need for a proposed replacement hospital).
- *Auto-Owners Insurance Co. v. Department of Revenue*, Case No. 08-CA-1938, 2nd Judicial Circuit, Leon County, Florida (successful circuit court challenge to a premium tax audit in which the Department of Revenue had denied a salary tax credit for bonuses paid to Florida employees of the insurer).



- *Affiliated Computer Services, Inc. v. Agency for Health Care Administration and EDS Information Services, LLC*, Case No. 05-3676BID (Fla. AHCA March 3, 2006; Fla. DOAH January 17, 2006), *per curium aff'd*, Case No. 1D06-1104 (Fla. 1st DCA 2007) (successfully defended Electronic Data Systems and its award of a \$308 million contract by AHCA to design, build and operate a Medicaid Management Information System).
- *Unisys Corp. v. Department of Children and Family Services*, Case No. 05-3144BID (Fla. DCF February 21, 2006; Fla. DOAH February 2, 2006) (successfully defended agency in bid protest that challenged agency's decision in awarding a \$100 million contract for programming and support services for the Florida Online Recipient Integrated Data Access System).
- *Carl J. Ferro and Italia, Inc. v. Florida Windstorm Underwriting Association*, Case No. 14808 (14), 17th Judicial Circuit, Broward County, Florida (obtained order denying motion seeking class certification).
- *Cigna Dental Health of Florida, Inc., Denticare, Inc., Protective Life Insurance Co., and American Dental Plan, Inc. v. Department of Management Services*, Case No. 99-2973, 2nd Judicial Circuit, Leon County, Florida (obtained preliminary injunction for plaintiff insurance plans that prevented the state of Florida from terminating plaintiffs' right to offer their plans to state employees).

## PROFESSIONAL ASSOCIATIONS AND MEMBERSHIPS:

- Florida Bar, Member, 1989
- Health Law Section, Member, the Florida Bar
- Administrative Law Section, Member, the Florida Bar
- U.S. District Court, Middle District of Florida, Member
- U.S. Court of Appeals, 11th Circuit, Member
- Public Contract Law Section, Member, the American Bar Association
- Health Law Section, Member, the American Bar Association

## PROFESSIONAL LEGAL HONORS:

- Florida Trend Legal Elite, 2012
- AV Rated, Martindale-Hubbell



## EDUCATION:

### Stetson University College of Law, J.D., 1989

- Honors: Cum Laude (top 10 percent of class)
- Law Review: Stetson University Law Review, Staff Member, 1988-1989
- Dana Scholar

### Illinois State University, B.S., Economics and Philosophy, 1986

- Honors: Summa Cum Laude (4.00/4)
- Robert G. Bone Scholar (university's highest academic award)
- Academic Program Scholar, Economics and Philosophy (awarded to outstanding student in each major field of study)
- Economics Honor Society

