



Claire

Claire M. Schenk
Partner

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St. Louis
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MY SERVICES

Regulatory
Health Care
White Collar Defense and Investigations
Business Litigation

EDUCATION

Syracuse University, J.D.
Editor, Syracuse Journal of International Law and
Commerce
University of Missouri-St. Louis, B.A., *summa cum laude*

ADMISSIONS

U.S. Court of Appeals 8th Circuit
U.S. District Court Eastern District Missouri

I help health care providers and government contractors make their way through the complex maze of government regulatory systems.

overview

Claire is a litigator focusing in health care fraud and abuse, False Claims Act litigation, and other complex white-collar litigation.

Drawing on 14 years as an Assistant United States Attorney with the Department of Justice and service as a Chief, Claire advises health care providers and government contractors. She guides physician groups, hospitals, pharmaceutical groups, and government contractors through the maze of complex and overlapping government regulatory schemes and assists with resolving their compliance concerns.

Health care providers and government contractors facing False Claims Act lawsuits turn to Claire for help in obtaining dismissals and successful resolutions. Parallel to these disputes, she helps clients work through all of the related administrative proceedings and compliance concerns that arise in licensure and while participating in federal and state programs.

Throughout her career, Claire represented clients in significant federal litigation and other commercial litigation matters. She also frequently served as a court-appointed receiver in litigation initiated by the SEC, the FTC, and the SBA, and served as counsel in receivership litigation.

experience

False Claims Act qui tam

- Successfully resolved False Claims Act qui tam case on behalf of national managed behavioral health organization.
- Successfully resolved False Claims Act qui tam case on behalf of a national practice management group for ambulatory surgery centers.
- Obtained dismissal of False Claims Act qui tam case against Chicago hospital.
- Represented large government contractor in False Claims Act qui tam matter.
- Obtained favorable settlement in False Claims Act matter involving kickback allegations.

Physician and Other Regulatory Representation

- Resolved threatened indictment of physician involving billing issues.
- Obtained dismissal of indictment in alleged cyber fraud matter.
- Negotiated favorable plea agreement in telehealth matter.
- Successfully resolved litigation involving regulatory and monetary exposure of a pet food manufacturer.
- Handled physician representation in Medicare exclusion, OPM debarment, CMS billing revocation, and Medicaid termination.
- Negotiated resolution of physician practice dispute after entry of restraining order.
- Multiple appearances before Board of Healing Arts for physicians to resolve charges and allegations.

Government Investigations and Enforcement Actions

- Represented pharmaceutical executives in resolving a government investigation.

Court-Appointed Receiver

- Served as receiver of multiple companies in Acartha Group matter initiated by SEC involving investor fraud.
- Served as receiver in an FTC matter on behalf of defrauded consumers by robo callers.
- Handled federal equity receivership work for Small Business Investment Companies.

affiliations

Professional

- American Bar Association, Litigation, Health Law, Public Contracts and Litigation Sections, Health Care Fraud Subcommittee
- Women's White Collar Defense Association, Founding Member, Chair, Social Media Subcommittee, Women's White Collar Defense Association
- St. Louis Health Lawyers Association Member
- Missouri Bar Health and Hospital Subcommittee, Past President
- American Health Lawyers Association, Member
- Bar Association of Metropolitan St. Louis, Member
- National Association of Federal Equity Receivers Member

Community

- University of Missouri-St. Louis, Member, Chancellor's Council, College of Arts & Sciences Dean's Leadership Council, Co-Chair Marketing & Campaign Planning Committee
- Hispanic Chamber of Commerce of Metropolitan St. Louis Foundation, Member, Board of Directors, Executive Committee Member
- Casa de Salud St. Louis, Chair, Board of Directors, Executive Committee
- St. Louis Public Radio, Board Member, Governance Committee

recognitions

- The Best Lawyers in America®, 2014-2024 (by BL Rankings)
- 2014 Distinguished Alumni Award, University of Missouri-St. Louis

- Department of Justice Director's Award for Superior Performance
- Federal Bureau of Investigation Merit Award
- Department of Health and Human Services Inspector General's Integrity Award
- Chief Postal Inspector Award
- Department of Housing and Urban Development Merit Award
- Drug Enforcement Administration Certificate of Achievement
- Office of the United States Attorney, Eastern District of Missouri Special Achievement awards
- United States Department of Agriculture Certificate of Achievement
- Small Business Administration General Counsel's Award of Legal Excellence

presentations

- **Moderator, Women's White Collar Defense Association WWCD 2024**
- **Panelist, "DOJ Cyber Fraud Initiative - Cyber Faces the FCA Hammer"**
December 2022
- **Presenter, Women's White Collar Defense Association**
February 2023
- **Panelist, "Significant Legal Developments: Central and Midwest Region"**
Annual National Institute on White Collar Crime, March 2019
- **"Recent Developments on Damages and Penalties"**
10th National Institute on the Civil False Claims Act and Qui Tam Enforcement,
June 2014
- **"The Heat is On"**
Missouri Bar Health and Hospital Law Subcommittee, May 2010
- **"Government Investigations and Compliance"**
Illinois State Bar Healthcare Subcommittee, April 2009
- **"How to Prevent the FBI from Knocking on Your Door"**
Joseph Flynn Lectureship, January 2009
- **"The 2009 Office of Inspector General Work Plan"**
American Association of Healthcare Administrative Management, December 2008
- **"An Insider's Perspective On Health Care Investigations (Internal Investigations, Voluntary Disclosure and the Civil False Claims Act)"**
Thompson Coburn, September 2008
- **"The Nursing Home Transparency and Improvement Act of 2008, The Fairness in Nursing Home Arbitration Act"**
Missouri Association of Homes For The Aged, August 2008
- **"Can Your Joint Venture Survive The Scrutiny Of A Government Investigation?"**
American Bar Association, National Institute on Health Care Fraud, May 2008
- **"Insights and Updates Regarding the Civil False Claims Act"**
Thompson Coburn, May 2008
- **"Health Care Fraud and False Claims Act litigation"**
Corporate training
- **"Fraud and Compliance Forum"**
American Health Lawyers Association, October 2005
- **Centers for Medicare and Medicaid Services Regional Training**
April 2005

- **National and local fraud training sessions**
United States Department of Justice
- **"Bio-Terrorism and Forensic Epidemiology Seminar"**
December 2003
- **Workers' Compensation Fraud Training**
United States Postal Service, May 2002
- **"Trial Practice" demonstration**
Keynote Presentation, ABA National Institute on Health Care Fraud, June 2001

in my free time

With so many great organizations and institutions in the St. Louis area, I am fortunate to live minutes from Forest Park. I enjoy all it has to offer, including cross country skiing during the winter months and long walks during the rest of the year, along with Zoofari and year-round great exhibits and the art and history museums.