

MICHAEL D. ROTH
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LAW PRACTICE

- Represent health care businesses, providers and practitioners across the health care spectrum respecting statutory and regulatory compliance (including fraud and abuse, EMTALA, and licensure), health care transactions and contracting, provider reimbursement, business and corporate matters, medical staff and peer review, quality assurance and utilization review, managed care, public advocacy, and related civil/administrative litigation.

ARBITRATION/MEDIATION PRACTICE

- Member of Neutral Panel of ADR Services, Inc. Member of American Arbitration Association National Roster of Arbitrators and Mediators (including the National Healthcare Roster). Empanelled as Arbitrator/Mediator/Hearing Officer in American Health Lawyers Association Dispute Resolution Service. Mediator in Los Angeles Superior Court Party Select Mediation Panel. Extensive experience serving as arbitrator in disputes by and among health care businesses, facilities, physicians, and payors, and as hearing officer and arbitrator at judicial review committee hearings and related appellate review proceedings in hospitals and managed care settings. Served as hearing officer at Medicare reconsideration hearings in health plan setting. Training includes: ADR Arbitration Training sponsored by American Health Lawyers Association ("AHLA") and JAMS; Prescription for Healthcare Disputes: Exploring Alternative Dispute Resolutions sponsored by American Arbitration Association ("AAA"); Payor Provider Arbitration Rules Training sponsored by AAA; Arbitration Fundamentals and Best Practices for AAA Arbitrators sponsored by AAA; Advanced Mediation Training sponsored by AHLA; and Mediation Training sponsored by Los Angeles County Bar Association Dispute Resolution Service.

BAR MEMBERSHIPS

- California, District of Columbia, Texas and Massachusetts.

PROFESSIONAL APPOINTMENTS AND RECOGNITIONS

- Health care law (AV rated by Martindale-Hubbell).
- Fellow, Litigation Counsel of America (an invitation only trial lawyer honor society limited to one-half of one percent of American lawyers), 2010 - .

Curriculum Vitae of Michael D. Roth

Page 2

- Listed in Best Lawyers in America (2008 Edition).
- State of California Department of Consumer Affairs - Structural Pest Control Board, 2001 - 2006; President 2002, 2006.
- Special Committee on Medical Professional Liability, American Bar Association, 1995 - 1998.
- Board of Directors, American Health Lawyers Association, 1987 - 1993.
- Chair, Medicine and Law Committee of the Section on Tort and Insurance Practice of the American Bar Association, 1989 - 1990.
- Vice-Chairman, Medicine and Law Committee of the Section on Tort and Insurance Practice of the American Bar Association, 1984 - 1988.
- Medicine and Law Subcommittee on Medical Malpractice and Health Law Issues, American Bar Association, 1987 - 1991.
- Editorial Board - Journal of Ambulatory Care (published by Aspen Systems Corporation), 1987 - 2000.
- Editor, California Health Law News (published by California Society for Healthcare Attorneys), 1987 - 1993.
- Chairman, Health Care Law Committee of the American Bar Association/Young Lawyers Division, 1981 - 1983; Vice Chairman, 1983 - 1987.
- Board of Directors, Stephen S. Wise Temple, Los Angeles, California 1995 - 2005.
- Chair, West District of Union for Reform Judaism (URJ is congregational arm of Reform synagogues in North American, and West District encompasses 13 western States and 3 western Canadian provinces), 2010 - .
- Member, URJ North American Executive Committee, 2009 - ; URJ Board of Trustees, 2007 - .
- President, URJ Pacific Southwest Council ("PSW"), 2009 - 2010; Vice President/Executive Committee of PSW, 2003 - 2009.
- Board of Directors, Jewish Social Service Agency of Washington, D.C., 1982 - 1983.
- Editor, The Health Lawyer (publication of the American Bar Association Forum Committee on Health Law), 1981 - 1983.

- Member of American Health Lawyers Association, California Society for Healthcare Attorneys, and Southern California Mediation Association.

EDUCATION

- Boston College Law School, Newton Centre, Massachusetts, J.D. 1977.
- University of Massachusetts, Amherst, Massachusetts, B.A. 1974. Magna Cum Laude; National Honor Society of Phi Kappa Phi.

PUBLICATIONS AND PRESENTATIONS - See Attachment.

ATTACHMENT - CURRICULUM VITAE OF MICHAEL D. ROTH

PUBLICATIONS

- "Exclusive Provider Organizations: A Legal Perspective," Contract Healthcare (published by Johnson & Johnson, Inc.), November, 1988.
- "Utilization Review Employed by Managed Care Programs: A Legal Perspective," Medical Interface (published by Medicom International, Inc.), January, 1988.
- Published article on "Problems of Physician Referral Services" in October 23, 1987 and November 6, 1987 issues of American Medical News (national publication of the American Medical Association).
- "Corporate Restructuring: What Adoption of a Multicorporate Structure Offers a Home Health Agency," Caring Magazine (published by National Association for Home Care), January, 1987.
- "Utilization Review: Lowering Costs and Liability," California Health Law News (published by California Society for Healthcare Attorneys), December, 1986.
- "Legal Aspects of Utilization Review: How to Reduce Potential Liability," Professional Liability Newsletter (published by the Insurance Corporation of America), December, 1985.
- "Dealing with Unsafe Requests," Dimensions of Critical Care Nursing (published by J. B. Lippincott Company), January/February, 1985.
- "Are Nurses Practicing Medicine in the ICU?" Dimensions of Critical Care Nursing (published by J. B. Lippincott Company), July/August, 1984.
- "Dilemma of Tarasoff: Must Physicians Protect the Public or Their Patient?" Law, Medicine and Health Care (published by the American Society of Law and Medicine), Fall, 1982.
- "Informed Consent: The Need to Keep Lawyers and Physicians Informed of One Another," The Health Lawyer (published by American Bar Association), Fall, 1982.
- "Medical, Legal and Ethical Issues in Critical Care," Critical Care Medicine, Vol. 10, No. 1.
- "Tarasoff: Patient Privacy vs. Public Protection," Maryland State Medical Journal, April, 1981.

- "What Every Perinatologist Should Know About Medicolegal Problems," Contemporary OB/GYN (published by Medical Economics), October, 1981.

PRESENTATIONS (Partial Listing)

- Faculty, Peer Review Hearings: Conduct and Controversy, California Society for Healthcare Attorneys, November, 2007.

- Panelist on Medical Staff Peer Review. Fall Seminar, California Society for Healthcare Attorneys, November, 2005.

- Speaker on Managed Care Organization Credentialing and Deselection. Managed Care Law Institute, American Health Lawyers Association, Chicago, Illinois, December, 1998.

- Program Chair, California Health Law Update, National Health Lawyers Association, San Diego, California, January, 1997.

- Co-Chairman and Faculty, The Medical Staff: Legal Issues in a Changing Delivery System, National Health Lawyers Association. Speaker on "Economic Credentialing", Chicago, Illinois, November, 1992.

- Faculty, Medical Malpractice In The 1990s And Beyond, American Bar Association. Speaker on "Responding To Emerging Liabilities of HMOs and PPOs", San Diego, California, February, 1992.

- Co-Chairman and Faculty, The New Medical Staff: Legal Issues Update, National Health Lawyers Association. Speaker on "Economic Credentialing", Chicago, Illinois, September, 1991.

- Faculty, 1991 Health Law Update, National Health Lawyers Association, "HMO Case Law Update", Chicago, Illinois, June, 1991.

- Faculty, 1991 Group Health Institute sponsored by Group Health Association of America. Speaker at Special Interest Luncheon on "Health Law", New York City, June, 1991.

- Co-Chairman, National Data Bank Program, National Health Lawyers Association, Los Angeles, California, November, 1990.

- Faculty, Regional Conference of the Perinatal Advisory Council. Speaker on "Legal Risks of Home Health Care", Santa Barbara, June, 1989.

- Faculty, 1989 Utilization Review Management, PROs and Quality Assurance, National Health Lawyers Association. Speaker on "Avoiding Liability in Utilization Review Programs", Chicago, April, 1989.

Curriculum Vitae of Michael D. Roth

Page 6

- Faculty, 1987 National Seminar of American College of Utilization Review Physicians, Speaker on "Legal Issues Effecting Hospital QA/UR", San Juan, Puerto Rico, October, 1987.
- Faculty, Tax Planning program of National Health Lawyers Association. Speaker on "Update on Corporate Restructuring", Toronto, Ontario, Canada, October, 1987.
- Faculty, Health Contracts Institute, National Health Lawyers Association. Speaker on "Utilization Review Contracts", Boston, November, 1987.
- Faculty and Member of Planning Committee, Utilization Management, PROs and Quality Assurance: The Legal Pitfalls, National Health Lawyers Association. Speaker on "Negotiating A Utilization Review Contract", San Francisco, Washington, D.C., September/October 1987.
- Faculty, 1987 Group Health Institute sponsored by Group Health Association of America. Speaker on "The Potential Malpractice Risk for Utilization Review", Seattle, Washington, June, 1987.
- Los Angeles County Medical Society - General Practice Section. Speaker on "Peer Review and Physician Liability", April, 1987.
- Faculty, The Second Annual Conference on Medical Legal Issues in Ambulatory Health Care, National Health Lawyers Association. Speaker on "Mergers, Acquisitions and Other Alliances: Enter With Your Eyes Open" and also "Legal Aspects of Utilization Review", Phoenix, Arizona, March, 1987.
- Seminar on Legal Issues in Corporate Health Care Cost Management, National Health Lawyers Association. Speaker on "Legal Aspects of Prospective and Retrospective Utilization Review", September, 1984.
- Co-Chairman, "Health Law: The Challenges of Change", American Bar Association National Institute, November, 1983.
- National Hospice Organization Annual Meeting. Speaker on "Legal Rights of Patients: Termination of Life Support Systems and Do Not Resuscitate Orders", Washington, D.C., November, 1982.
- Society of Critical Care Medicine - Eleventh Annual Scientific and Educational Symposium. Speaker on panel focusing on Ethical and Legal Approaches to Decision Making in the Critical Care Unit. St. Louis, Missouri, June, 1982.
- Faculty, 1981 Health Law Update, National Health Lawyers Association, "Informed Consent, The Role of Hospital, Physician and Patient", New York City, May, 1981.