HEALTH LAW & INTELLECTUAL PROPERTY LAW

highlights

SETON HALL LAW
Center for Health & Pharmaceutical Law & Policy

GIBBONS
INSTITUTE OF LAW, SCIENCE & TECHNOLOGY
SETON HALL | LAW
HEALTH LAW & INTELLECTUAL PROPERTY LAW highlights

Table of CONTENTS

Center for Health Provides Guidance on Health Reform in New Jersey 4
Gibbons Institute Cybersecurity Update 5
2011-12 Events 6
Academic Program Update & New Programs 9
Visiting Scholars 9
Healthcare Compliance Program Update 10
Symposium: Is a For-Profit Structure a Viable Alternative For Catholic Healthcare Ministry? 11
Center for Health & Pharmaceutical Law & Policy News 12
Gibbons Institute of Law, Science & Technology: Advisory Board Profile: David E. DeLorenzi, Gibbons P.C. 13
Alumni Profiles 14
Faculty Scholarship, Presentations and News 17

Keeping Up with Students & Alumni 22
Center for Health & Pharmaceutical Law & Policy Advisory Board 23
Gibbons Institute of Law, Science & Technology Advisory Board 23
2012-13 Calendar of Events Back Cover

About the Seton Hall Law Center for Health & Pharmaceutical Law & Policy

The Center for Health & Pharmaceutical Law & Policy advances scholarship and recommendations for policy on the varied and complex issues that emerge within pharmaceutical and health law. The Center fosters informed dialogue among policymakers, consumer advocates, the medical profession and industry in the search for solutions to the ethical, legal and social questions presented in the health and pharmaceutical arena. Additionally, the Center is a leader in providing compliance training on the wide-ranging state, national and international mandates that apply to the safety and promotion of drugs and devices.

About the Gibbons Institute of Law, Science & Technology

The Gibbons Institute of Law, Science & Technology was established in 2007 thanks to a $1 million endowment from Gibbons P.C. The Institute is a forum for lawyers, judges, scientists and government officials to discuss the legal, political and social problems that will continue to arise as scientific and technological changes challenge existing laws and institutions. The Institute aims to educate and train the next generation of attorneys and professionals for the complex issues they will face in the 21st century, while also providing resources and support to the technology and scientific communities through its faculty scholarship, publications, symposia and events.
Dear Friends,

This year at Seton Hall Law has been a time of renewed focus on policy and practice. During the 2011-12 academic year, our centers of excellence – the Center for Health & Pharmaceutical Law & Policy and the Gibbons Institute of Law, Science & Technology – have been active on a number of fronts. For the Center, national health reform has signaled a period of unprecedented change, allowing our faculty, students and broader community to enrich the discussion in classrooms, symposia, conferences and media throughout the country. In addition, our Center has, through its ongoing collaboration with the Rutgers University Center for State Health Policy, taken an active role in providing legal and policy guidance to New Jersey government on reform implementation.

At the same time, the Gibbons Institute has been busy presenting educational programs and events on many emerging Intellectual Property (IP) issues for our students, practitioners and the community at large. The Gibbons Institute also recently launched the Cybersecurity Law and Policy Portal – a unique resource developed as part of the Cybersecurity Law Project to benefit both lawyers and law enforcement professionals.

Throughout the year, Seton Hall Law’s health and IP law programs have been offered at the law school, in the community, and increasingly, online and abroad. In this issue of Highlights, we share some of our recent accomplishments and give you a preview of things to come. In particular, we are honored to be hosting the American Society of Law, Medicine & Ethics Annual Health Law Professors Conference in June 2013, when health law scholars from across the nation will gather here to discuss legal, ethical and policy issues at the forefront of law and medicine.

Please feel free to share your ideas or to become involved with our centers of excellence.

Warm regards,

John V. Jacobi
Dorothea Dix Professor of Health Law & Policy,
Faculty Director of the Center for Health & Pharmaceutical Law & Policy

---

**THE CENTER FOR HEALTH & PHARMACEUTICAL LAW & POLICY**

is pleased to announce the appointment of

**Stephen J. Lubben**

as the

**HARVEY WASHINGTON WILEY CHAIRED PROFESSOR IN CORPORATE GOVERNANCE & BUSINESS ETHICS**

Stephen J. Lubben, holder of the Harvey Washington Wiley Chaired Professorship in Corporate Governance & Business Ethics at Seton Hall Law, is an internationally recognized expert in the field of corporate governance, restructuring, financial distress and debt. He frequently advises government officials on potential legislative reforms, and has testified before Congress and the TARP Congressional Oversight Panel.

**The Harvey Washington Wiley Chaired Professorship in Corporate Governance & Business Ethics** was established through a generous contribution from Bristol-Meyers Squibb Company. The Chair reflects the commitment of Bristol-Myers Squibb and Seton Hall Law to advancing ethical business practices in corporate law generally and in the health law arena in particular. As the Harvey Washington Wiley Chair, Professor Lubben will host lectures dedicated to business ethics and corporate governance.

[law.shu.edu/CenterforHealth](http://law.shu.edu/CenterforHealth)

---

**Join us for the**

**Inaugural Lecture**

in Corporate Governance & Business Ethics

featuring

Professor Stephen J. Lubben

Tuesday, October 2, 2012

6-8 p.m.

(lecture & reception)

Seton Hall Law School

One Newark Center

Newark, New Jersey

**CLE: 1.0 hour NY/NJ CLE available**

Registration required:

law.shu.edu/lecture

or call Catherine Finizio,

Administrator, Center for Health & Pharmaceutical Law & Policy

973-642-8382

catherine.finizio@shu.edu
Since late 2010, Seton Hall Law’s Center for Health & Pharmaceutical Law & Policy has collaborated with the Rutgers University Center for State Health Policy on a series of substantial policy papers, a stakeholder forum and multiple briefings of state administrative and legislative staff, all addressing aspects of the federal health reform law – the Affordable Care Act (ACA) – and its implementation in New Jersey. The Centers’ collaboration is supported by the U.S. Department of Health & Human Services and the Robert Wood Johnson Foundation. “Our interdisciplinary collaboration with our Rutgers colleagues has been very productive,” says John V. Jacobi (pictured, right), Dorothea Dix Professor of Health Law & Policy and Faculty Director of the Center for Health & Pharmaceutical Law & Policy.

In November 2011, Professor Jacobi was the featured speaker at a stakeholder forum convened on behalf of the New Jersey Interagency Working Group on the Affordable Care Act, which consists of senior officials from New Jersey’s Office of the Governor, representatives of key agencies and the boards of individual and small employer health insurance programs. The forum, which focused on issues raised in Professor Jacobi’s policy paper, Health Insurance Exchanges: Governance Issues for New Jersey, was attended by members of the Working Group and by a diverse array of stakeholders including consumers, employers, providers, insurers and brokers.

Professor Jacobi’s paper has been influential. In it, he concludes that New Jersey’s health insurance exchange would be well served by a governing board that “is relatively small, with two or three _ex officio_ members and five or six public members selected for their familiarity and expertise in key substantive areas, and their independence from business ties to interested stakeholders.” The governing board would be required to consult with “a larger advisory board, comprising representatives of the key stakeholders.” This model of a small, independent governing board, working in consultation with a larger board, was incorporated into an exchange bill passed by the New Jersey Legislature, but vetoed by the Governor pending action by the U.S. Supreme Court on constitutional challenges to the ACA. The bill was reintroduced following the Supreme Court’s decision upholding the ACA. Kate Greenwood (pictured, left) and Tara Ragone (pictured, below), Research Fellows and Lecturers in Law at the Center for Health & Pharmaceutical Law & Policy, round out the team collaborating with Rutgers on health reform implementation. Ms. Ragone authored an exhaustive policy paper analyzing the ACA’s medical loss ratio requirements, and a second paper addressing the ACA’s limits on a health insurance plan’s ability to set premiums based on factors such as age, geographic area and tobacco use. Ms. Greenwood also authored two papers, one on the ACA’s risk adjustment, reinsurance, and risk corridor provisions, and the other on coordinating determinations of eligibility for the premium subsidies and cost-sharing reductions that will be available through the exchange with determinations of eligibility for Medicaid and NJ FamilyCare.

The Center’s fruitful collaboration with Rutgers is ongoing. Professor Jacobi, Ms. Greenwood and Ms. Ragone are currently at work on a policy paper on ACA’s widely discussed requirement that insurance policies cover a package of “essential health benefits.” As Professor Jacobi notes, “The State has an opportunity to advance health access, even in an atmosphere of legal and legislative uncertainty. We’re excited to lend assistance to the process.”
The Cybersecurity Law Project, launched in 2010, applies a multi-faceted approach to teaching law students and regional prosecutors about the legal, technological and social controls implemented by government and private industry to secure communications and data networks against attack. The Project, funded by the Bergen County Prosecutor's Office, works in partnership with Seton Hall Law School and Rutgers Law-Newark.

In conjunction with the Gibbons Institute of Law, Science & Technology, the Project has offered two courses during the past academic year: Cybersecurity Law, and Cybersecurity and Computer Crimes Practice. These courses focus on the national and global information grids, the transportation and energy network and other vulnerable information infrastructure. Students also learn how to prosecute and defend cybercrime cases, including conducting organization investigations, working with clients and victims, negotiating plea agreements, writing and arguing pre-trial motions and participating in a trial. These courses are also available, free of charge, to New Jersey prosecutors, representatives from the State of New Jersey Office of Homeland Security & Preparedness, and public defenders.

“We are pleased to be working as a resource for the state’s legal and security communities, as well as providing law students with an unparalleled opportunity to learn this emerging and vitally important area of law,” said Erik Lillquist, Vice Dean and Professor of Law.

Seton Hall Law and Rutgers Law students enrolled in these courses are then eligible to participate in internships with a focus on cybersecurity. Students have served as summer interns in prosecutors’ offices in counties throughout northern New Jersey including Bergen, Essex, Somerset and Union. Prior to beginning their internship, students participate in a two-day training program at Seton Hall Law.

On February 27, the Project convened a Prosecutors’ Cybersecurity Summit to encourage dialogue among critical representatives, identify key areas of shared concern in the state and determine possible solutions. At the Summit, which included representatives from 11 counties, the Governor’s office, FBI, New Jersey State Police and the U.S. Attorney’s Office, a working group was established.

“Cybercrime is a high-level threat that amounts to billions of dollars in damages per year and untold human suffering. Lawyers, law students and law enforcement alike need to understand cybersecurity law from the legal, technical and hands-on perspectives. This program is designed to do just that,” said Professor David W. Opderbeck, Director of the Gibbons Institute and the Cybersecurity Law Project.

In addition, on June 6 the Gibbons Institute hosted a follow up to the widely successful conference held in 2011, a Continuing Legal Education (CLE) program for attorneys and practitioners, “Cybersecurity Insurance and Cybersecurity Risk Management.” The program explored the legal ramifications of losses due to cyber-attacks and focused on information security responsibilities, risks and liabilities, as well as the emerging cyber risk insurance market.
**Distinguished Guest Practitioner: Healthcare Enforcement Trends – HIPAA and Beyond**

**September 21, 2011**

In his lecture to students and the legal community, Distinguished Guest Practitioner and Seton Hall Law alumnus Mark Swearingen ’98 (pictured) set out a roadmap for HIPAA enforcement, describing both its history and its future following the passage of the HITECH Act in 2009. Acknowledging that pre-HITECH, HIPAA had very little enforcement authority, Mr. Swearingen predicted that the future of healthcare privacy enforcement actions will be quite active. In addition to the government’s well-publicized, stepped-up enforcement activities and new penalty structure, he cited several recently decided high-profile cases as support for the growing trend toward individual liability for corporate officers. He also provided practical advice to legal practitioners stressing the importance of compliance awareness for all healthcare clients. Mr. Swearingen coordinates the HIPAA practice at one of the nation’s leading healthcare law firms, Hall, Render, Killian, Heath & Lyman, P.C., providing counsel on matters regarding the creation, use, disclosure, retention and destruction of medical records and other protected health information.

**Federal Circuit Year in Review**

**October 3, 2011**

The Gibbons Institute of Law, Science & Technology presented this annual event, which reviewed and discussed recently decided intellectual property cases and the impact these cases will have on the intellectual property field. The panel discussion featured Ralph A. Dengler, Counsel, Intellectual Property Department, Gibbons P.C.; Erik Lillquist, Vice Dean and Professor of Law; and David Opderbeck, Professor of Law and Director of the Gibbons Institute. In addition, former Chief Judge Garrett E. Brown, Jr., U.S. District Court for the District of New Jersey and Chief Judge Jerome B. Simandle, U.S. District Court for the District of New Jersey, provided commentary. The event drew a diverse crowd of attorneys, judges, faculty and students.

**Life Sciences Industry Under Attack: Mitigating the Risks**

**October 14, 2011**

Together with Porzio Life Sciences, the Center presented this practical program to the legal and compliance community. In the session, “The Government Made Me Do It,” John Oroho, Vice President and Chief Strategy Officer at Porzio Life Sciences, walked program attendees through the details and obligations of recent government settlement agreements from the perspective of a life sciences company, stressing the importance of securing compliance support from company leadership. In a session entitled “Promotion Pitfalls,” Porzio presenters discussed high-risk areas for life sciences companies and the growing trend in government enforcement actions in the area of product promotion via the internet and social media. The day concluded with a lively panel discussion among industry compliance officers moderated by Jeffrey Campbell, President and CEO of Porzio Life Sciences. Panelists weighed in on the most recent government enforcement trends and provided their views on which areas companies should be directing their compliance efforts in light of the constantly evolving regulatory climate.
The Ninth Annual Gibbons Institute/NJIPLA Fall Lecture Series

October 25, 2011

In conjunction with the New Jersey Intellectual Property Law Association (NJIPLA), Seton Hall Law and the Gibbons Institute presented the Ninth Annual Gibbons Institute/NJIPLA Fall Lecture Series, featuring the Honorable Joel Pisano '74 (pictured), District Court Judge, U.S. District Court for the District of New Jersey. Judge Pisano's lecture provided observations from the bench on “inequitable conduct” and the “standard of proof for obviousness” following the critical decisions rendered by the court in Therasense and i4i. Sheila F. McShane '00, a patent litigator with Gibbons P.C. in the pharmaceutical, chemical process, electrical and software fields, provided background on the historic cases.

The annual event brings together vital and influential intellectual property voices from the judiciary, with practitioners and academics, to discuss current intellectual property concerns, issues and trends. This year's lecture attracted more than 75 guests including judges, alumni, attorneys and students.

Judge Pisano was appointed to a seat on the U.S. District Court for the District of New Jersey in February 2000. He previously served (from 1991 to 2000) as a Federal Magistrate in the District. A graduate of Seton Hall Law School, Judge Pisano served as an Assistant Deputy Public Defender before entering private practice and then the judiciary.

Distinguished Guest Practitioner: Navigating the New Field of International Health Law

February 22, 2012

During a week-long visit to Seton Hall Law, co-sponsored by the Center for Health & Pharmaceutical Law & Policy and the International Law Program, Distinguished Guest Practitioner Gian Luca Burci, Legal Counsel to the World Health Organization (WHO), lectured in health law classes, met with students and delivered a fascinating public lecture to a full house.

In his public lecture, Mr. Burci noted the growing number of interactions between health policy and various areas of international law, such as environmental law, human rights and intellectual property law, and proposed that health and international law have intersected to form a new practice area of “International Health Law.” Mr. Burci discussed the authority of the WHO – the public health arm of the United Nations – as a legislative body to promulgate law, choosing consistently to pass a series of “soft” laws such as technical standards, guidelines and best practices, which, according to Mr. Burci, have been “very successful” in shaping health policy. Mr. Burci noted that although WHO has not been as successful in its attempt at “hard” laws to date, certain key areas may be amenable to the passage of hard law in the future, such as the counterfeit medicines trade and the market's failure to produce medicines for certain diseases. As General Counsel to WHO, Mr. Burci’s main function is to provide legal advice in connection with sessions of the Health Assembly, Executive Board and Regional Committees.

2012 Sports & Entertainment Law Symposium

March 1, 2012

The Seton Hall Journal of Sports & Entertainment Law hosted its annual Symposium, which addressed recent Internet gambling legislation and emerging legal issues concerning reality television. William J. Heller, Esq., Senior Vice President and General Counsel for the New York Football Giants (pictured), delivered the keynote address. Panelists included Senator Raymond J. Lesniak, State of New Jersey; Jennifer Webb, Esq., Senior Legal Analyst, Gambling Compliance; Frank Catania, Esq., '68, Catania Gaming Consultants; John Hindman, Esq., General Counsel, TVG; Thomas A. Crowell, Esq., Saperstein & Crowell, LLP; Laura Magedof, Esq., Nissenbaum Law Group LLC; and Matthew Savare, Esq., Lowenstein, Sandler PC. The event attracted more than 100 guests.
Visiting Scholar: Making Health and Disability Law More Responsive to Lived Experience
March 20, 2012
In this Center lecture, Visiting Scholar Ani Satz, Associate Professor at Emory University School of Law, Rollins School of Public Health and the Center for Ethics, addressed how courts and legislatures respond to the vulnerabilities associated with illness and disability. Professor Satz maintained that current law fragments – or breaks apart – the experience of disabled individuals, and offers only sporadic protections that frequently fall short of what is needed for individual well-being and productivity. This fragmentation, she argued, alienates people with disabilities both at home and in the workplace.

Visiting Scholar: How Can We Improve Research Consent?
March 27, 2012
The Center hosted Visiting Scholar Dr. Jerry Menikoff, Director, Office of Human Research Protections at the U.S. Department of Health & Human Services, who presented a lecture framed around the issue of improving research consent in clinical trials. By pointing out the shortcomings surrounding consent forms for research subjects, Dr. Menikoff hopes to improve outcomes for all patients. Dr. Menikoff focused specifically on three large clinical trials to reveal some of the pitfalls of research consent protocols, and provided practical solutions to improve consent forms in the future.

Hot Topics in Life Sciences Law
April 18, 2012
Professors Kathleen M. Boozang (pictured) and Carl H. Coleman, and Research Fellow & Lecturer in Law Kate Greenwood, led this program for Seton Hall Law alumni and members of the legal community, in which they examined four areas in life sciences law. First, Professor Boozang summarized the essence and evolution of the responsible corporate officer doctrine, relied upon by courts to hold executives liable for the conduct of their employees. She emphasized that an executive can now be excluded from participation in a federal healthcare program if he or she “knew or should have known of [ ] underlying criminal misconduct of the organization.” The second topic involved the recent legal challenges to the FDA’s ban on promoting drugs and devices for unapproved “off-label” uses. After providing a short legal history of the ban on off-label promotion, Ms. Greenwood cited the agency’s regulations and the various scenarios where off-label promotion may occur. She discussed a recently decided U.S. Supreme Court case that may support a First Amendment argument against the off-label promotion ban and analyzed its implications for the advertising and promotion compliance landscape. Professor Boozang next addressed the growing trend of whistle-blowing attorneys, auditors and compliance officers, positing that there is much to consider for a potential whistle-blower, including ethics rules and attorney-client privilege considerations. Finally, Professor Coleman delved into the proposed changes to the regulations governing research with human subjects. The proposed changes include modifying health data and information security protocols, extending the scope of the common rule to all research conducted at United States institutions that receive federal agency funding, creating a central website for reporting adverse events, and updating consent forms to provide greater specificity.

Patent Litigation at the ITC
April 26, 2012
The Gibbons Institute, together with the New Jersey Intellectual Property Law Association (NJIPLA), hosted this forum, which provided views from government, in-house attorneys and outside counsel. Panelists for this Continuing Legal Education event included the Honorable Theodore R. Essex, Administrative Law Judge, U.S. International Trade Commission; Rett Snotherly, Esq., Investigative Attorney, Office of Unfair Import Investigations, U.S. International Trade Commission; William J. Washington, Esq., Intellectual Property Rights Branch, U.S. Customs & Border Protection; James Fussell, Esq., Spangler & Fussell P.C.; David Opderbeck, Professor of Law & Director, Gibbons Institute; Tony V. Pezzano, Esq., Partner, King & Spalding; Edward Murray, Esq., Managing Counsel, IP Litigation, Merck and Co., Inc.; Jaime Seigel, Esq., Senior IP Counsel, Sony Corporation of America; Elaine Drager, Esq., Law Vice President, Intellectual Property & Standards, Alcatel-Lucent; Gabriel Kralik, Vice President, General Counsel & Chief Patent Counsel & Corporate Secretary, PPC, Inc.; and Vaishali Udupa, IP Litigation Counsel, Hewlett-Packard Company. The event was attended by attorneys, practitioners and students from the tri-state area.
Online Graduate Certificates Cater to Busy Professionals

Online Graduate Certificate Programs

Seton Hall Law’s offerings of Online Learning Certificates continue to grow. The existing Graduate Certificate in Pharmaceutical & Medical Device Law & Compliance will be expanded in 2012-13 to include the following certificates: Bringing Life Science Products to Market; Compliance Issues in the Life Sciences; and The Law Protecting Whistleblowers. The Graduate Certificate in Health & Hospital Law will offer certificates in: the Law of Patient Care; Compliance Issues for Healthcare Providers; and Clinical Research & the Law. Advanced Certificates will also be offered to students who complete several certificate programs within a particular area of study. Taught exclusively online, the Graduate Certificate in Human Resources Law offers professionals nationwide a targeted immersion in key substantive issues along with the practical skills necessary to research and communicate effectively about human resources law.

“Our Graduate Certificate programs are specifically designed for busy professionals who need to stay abreast of the latest developments in order to advance their careers,” according to Helen Cummings, Assistant Dean of Graduate Programs & Online Learning. “These programs are offered multiple times a year and cover a significant amount of material in a relatively short period of time.” Applications for these programs are being accepted now. Additional information is available at law.shu.edu/onlinecertificate.

Seton Hall Law Students Compete in National Health Law Competition

Seton Hall Law students participated in the University of Maryland’s Francis King Carey School of Law Inaugural Health Law Regulatory and Compliance Competition. The Seton Hall Law team placed second in the Government competition, and third overall. The Health Law Regulatory and Compliance Competition fielded students from law schools around the country and required teams to analyze a particular fact pattern using federal health regulations, and rules and agency documents, and to present a legal and policy solution to a panel of regulatory and compliance attorneys. Pictured from left: Yelena Shvarts ’13, Melody Hsiou ’13, John Barry ’13 and Professor Zack Buck, the team’s advisor.

VISITING Scholars

Associate Professor Ani B. Satz from Emory University School of Law visited Seton Hall Law in March 2012. Her research focuses on the legal response to vulnerability and governmental obligations to those who are vulnerable. Professor Satz’s most recent scholarship addresses access to healthcare, disability discrimination and the well-being of nonhuman animals from a law and ethics perspective. In addition to her law school appointment, Professor Satz holds faculty appointments at Emory’s Rollins School of Public Health and the Center for Ethics. She served as 2009-10 Chair of the Disability Law Section of the Association of American Law Schools and continues to serve as a member of the executive board of that section as well as the Animal Law Section.

Jerry A. Menikoff, M.D., J.D. is Director, Office for Human Research Protections (OHRP), part of the Office of Public Health and Science in the Office of the Secretary, U.S. Department of Health & Human Services (HHS), and visited Seton Hall Law in March 2012. OHRP is responsible for protecting the rights, welfare and well-being of subjects involved in research conducted or supported by HHS. Dr. Menikoff’s research interests have concentrated on bioethics and, more particularly, on the ethics of research with human subjects. Prior to joining OHRP, Dr. Menikoff served as the director of the NIH Office of Human Subjects Research, and was responsible for day-to-day oversight of the NIH Intramural Research Program’s human research protection program. Before he entered government service, Dr. Menikoff served for nine years as the Chair of the Human Subjects Committee and the Hospital Ethics Committee at the University of Kansas Medical Center. He is currently on leave from the position of Associate Professor of Law, Ethics and Medicine at the University of Kansas.
HEALTH LAW & INTELLECTUAL PROPERTY

HEALTHCARE COMPLIANCE Program Update

Seton Hall Law in Singapore – Center to Launch Asia-Pacific Healthcare Compliance Program

Over the past 10 years, the demand for high-quality healthcare compliance education and training has grown significantly. Concomitantly, the role of Chief Compliance Officer has emerged as a key corporate position within healthcare organizations and beyond. Seton Hall Law has taken notice.

United States: Since 2004, Seton Hall Law has offered its U.S. Healthcare Compliance Certification Program (HCCP) twice each year. To date the program boasts more than 1,200 participants. “The program’s success is due in large part to its breadth and quality, which have remained consistent since its inception,” notes Sara Simon, HCCP Director. As the program’s reputation has grown, we have seen multinational companies make it a core educational requirement for their compliance teams.” While the program’s faculty and core curriculum remain consistent, each program’s content is fine-tuned to reflect the most recent compliance developments for life sciences companies.

Europe: Understanding that healthcare compliance is a global issue, Seton Hall Law launched its European Healthcare Compliance Certification Program in Paris in 2010. Like its U.S. counterpart, the European Program has been very well attended, with participants coming from more than 70 life sciences companies located in 33 countries throughout Europe, the Middle East, North America, South America and Asia. “Seton Hall Law’s European Program brings professionals from throughout the industry together in an intimate setting that encourages substantive discussion of the law and the sharing of best practices,” notes Roeland Van Aelst, Vice President Health Care Compliance, EMEA & Canada, for Johnson & Johnson, and a member of the program faculty. “The program has quickly become an essential learning opportunity for those seeking to advance in the compliance profession,” he adds.

Asia-Pacific: Success in the United States and Europe has led Seton Hall Law to expand its efforts further. In 2013, it will launch the Asia-Pacific Healthcare Compliance Certification Program. “Life sciences companies doing business in the Asia-Pacific region are particularly at risk of compliance violations due to the region’s evolving enforcement landscape, disparate regulatory schemes, varied cultural norms and the scarcity of educational resources devoted to healthcare compliance,” explains Simone Handler-Hutchinson, Executive Director of the Center for Health & Pharmaceutical Law & Policy. Seton Hall Law, together with an advisory panel of experienced compliance professionals, lawyers and advisors, has developed a unique compliance curriculum for life sciences companies doing business in the Asia-Pacific region. The program’s overarching goal is to assist professionals in identifying and managing compliance risks. “The program will fill a critical need for professional education in the region,” adds Handler-Hutchinson. For more information about this exciting new program or our other compliance programs, please visit law.shu.edu/compliance.

HCCP Health Law Student Scholarship Winners, 2012

Two exceptional health law students received scholarships to attend Seton Hall Law’s U.S. Healthcare Compliance Certification Program in June 2012. Selected from among 14 law schools around the country, these scholarship winners demonstrated a proven interest and aptitude for health law and success in their health law classes and related activities. Pictured with Sara Simon, HCCP Director (center), are 2012 scholarship award winners Kanika Johar (left), a third-year student at Albany Law School and Julia Bienstock (right), a third-year student at Fordham School of Law. For more information about this annual student scholarship program, please visit law.shu.edu/compliance or call Sara Simon at 973-642-8190.
Catholic Healthcare Ministry Symposium:  
Is a For-Profit Structure a Viable Alternative?  

It may seem an oxymoron, but one of the options being pursued by Catholic healthcare in the United States to access the equity required to remain competitive in today’s highly volatile market is to partner with private equity firms and become for-profit while maintaining Catholic mission and identity. While a few such conversions have already happened, the radical strategy received significant attention in 2010 when Steward Healthcare, an affiliate of Cerberus Capital Management, L.P., acquired several struggling Boston-area Catholic hospitals. More recently, Ascension Health Alliance and Oak Hill Capital Partners have announced the formation of Ascension Health Care Network, a for-profit joint venture established to provide an alternate funding source for the acquisition of Catholic hospitals and other healthcare provider entities.

In March, Seton Hall Law hosted 145 attendees from 21 states to consider whether Catholic healthcare ministry can exist in a for-profit corporate form. Presented by two Seton Hall Law Centers—the Center for Health & Pharmaceutical Law & Policy and the Center for Religiously Affiliated Nonprofit Corporations—the Symposium brought together relevant stakeholders and experts in Canon Law, private equity, First Amendment law, and moral theology to explore the issue.

Sister Melanie DiPietro (pictured, below left), Seton Hall Law’s Distinguished Practitioner in Residence and Director of the Center for Religiously Affiliated Nonprofit Corporations, opened the Symposium, observing that Catholic healthcare ministry is a “changing paradigm.” The Symposium identified the many issues implicated by the proposed for-profit model and provided a road map for boards considering such partnerships. A consensus seemed to emerge that only experimentation will answer the myriad questions about the Catholic for-profit model. Professor Kathleen M. Boozang, who worked with Sister DiPietro to organize the event, commented, “The looming and unanswerable question about these joint ventures is what will happen to these for-profit Catholic healthcare providers, and their patients, if the private equity firms withdraw their investment in five or six years.”

From a mission perspective, while the sustainability of the financial model is unquestionably important, more important is the sustainability of what is essential about the Catholic healthcare ministry. Identifying the essential elements of ministry as well as mission, identity and stewardship served as the centerpiece of the Symposium. The audience was also introduced to the extant models of for-profit Catholic systems, with presentations by representatives of Ascension Health Care Network, Vanguard Health Systems and Ardent Health Services. To provide the tools to assess these models, Professor Tim Greaney (pictured, above right) of Saint Louis University School of Law and Timothy Glynn of Seton Hall Law presented a side-by-side analysis of for-profit vs. nonprofit corporate structure as they relate to hospital governance and operations. Professor John V. Jacobi delivered a rich presentation on healthcare as a “public” or “private” good, framing the issue of how Catholic healthcare’s conversion to for-profit might affect the poor and “forgotten” members of society and whether continuation of this mission might require for-profit models as partners. Admitting that the need for capital is an economic reality, Professor Jacobi also asked whether the changed structure will irremediably cause a deviation from the Catholic mission.

Sister Sharon Holland explained that the issues raised by a for-profit model presented “questions of first impression” under Canon Law and for the Vatican, but suggested that they were not insoluble. Finally, Sister Doris Gottemoeller, former Chair of the Board of Trustees of the Catholic Health Association, enumerated the essential questions for a board considering a for-profit conversion: “Is for-profit healthcare compatible with our Catholic identity? . . . (and) by implication, can it be a ministry of the Church?” Positioning that the nonprofit model of healthcare has facilitated “clarity of purpose and accountability to the Church,” she ended with the question that formed the basis for the Symposium: “Can a for-profit model accommodate the same ends?” The Symposium’s proceedings have been published in a monograph. If you are interested in receiving a copy of the proceedings, please contact Catherine Finizio, Administrator, at catherine.finizio@shu.edu or call 973-642-8382.

We Gratefully Recognize our Contributors:

Alvarez & Marsal, New York City  
Ardent Health Services, Nashville  
Bass Berry & Sims, PLC, Nashville  
Cardinal Health, Dublin, Ohio  
Catholic Health Partners, Cincinnati  
Dignity Health, San Francisco  
Ernst & Young LLP, Nashville  
Saint Peter’s Healthcare System, New Brunswick, New Jersey  
SSM Health Care, St. Louis, Missouri  
The University of St. Thomas, Saint Paul, Minnesota
Implementing the Affordable Care Act: What Role for Accountable Care Organizations?

The Center and the SETON HALL LAW REVIEW co-sponsored a symposium addressing Accountable Care Organizations (ACOs). The symposium was especially timely – held just days after the federal government released its final rules for the Affordable Care Act’s ACO-based payment and delivery reform initiative, the Medicare Shared Savings Program. The first panel provided an introduction to ACOs, which are groups of healthcare providers and hospitals that seek to improve the quality of care while controlling costs through increased coordination and accountability. The second panel explored the impact of integrated delivery on physician autonomy, public health and competition. Jeffrey Brenner, M.D. (pictured), the founder and Executive Director of the Camden Coalition of Healthcare Providers, captivated the packed house of legal and medical practitioners and academics with his keynote address which focused on the Coalition’s groundbreaking efforts to improve access to quality care for vulnerable populations while bending the cost curve in Camden, New Jersey. This set the stage for the final panel, which highlighted innovative ACO implementation efforts in various states including New Jersey, Washington and Wisconsin.

Center Faculty Brief the Media in Advance of Supreme Court Arguments on Healthcare Reform

On March 20, 2012, six days before oral arguments began in the landmark challenge to the federal health reform law known as the Affordable Care Act, Seton Hall Law faculty John Jacobi, Kate Greenwood and Tara Ragone met with reporters from leading New Jersey media outlets to provide a primer of the constitutional and statutory issues before the Supreme Court. The media briefing, co-convened by the Rutgers Center for State Health Policy and Seton Hall Law’s Center for Health & Pharmaceutical Law & Policy, brought together reporters from NJ Biz, NJ Spotlight, The Record and the Star-Ledger to digest the key arguments contained in the voluminous briefs filed with the Court.

Following an introduction by Joel C. Cantor, Director of the Center for State Health Policy, Professor Jacobi and Research Fellows Greenwood and Ragone carefully laid out the four main issues before the Court and how they interrelate: whether the lawsuit is barred by the Tax Anti-Injunction Act; whether the individual health insurance mandate is constitutional; whether the mandate is severable from other provisions in the Act; and whether the Medicaid expansion provisions are constitutional. This contextual analysis aimed to enrich the quality and accessibility of media reporting on the oral arguments. The media briefing concluded with a question-and-answer period that enabled each reporter to focus on issues of particular interest to his or her readers.

Oral Arguments in Health Reform Challenges Spark Lively Discussions

In March 2012, Seton Hall Law Professors Edward A. Hartnett (pictured) and John Jacobi seized the opportunity to turn the Supreme Court’s historic three-day-long marathon of oral argument in the lawsuits challenging the constitutionality of the Affordable Care Act into a unique and valuable learning experience for faculty and students alike. Each day, recordings of that day’s oral arguments were broadcast in one of the law school’s state-of-the-art multimedia classrooms. Discussions followed, led by Professor Hartnett, a constitutional law expert who specializes in the history and practice of the Supreme Court, and Professor Jacobi, who brought to bear his deep knowledge of healthcare finance and health insurance markets. The discussions were lively and wide-ranging, addressing the four substantive issues at stake in the case along with questions relating to oral advocacy and litigation strategy sparked by listening to the attorneys’ exchange with the Supreme Court Justices.
David De Lorenzi has never shied away from a challenge, always looking for ways to better serve.

After graduating from Bowdoin College in 1986, De Lorenzi was set to attend Case Western Reserve University School of Law when he received a call that put a hold on his plans.

“The Headmaster of my high school – St. Benedict’s Preparatory School in Newark – asked me to come back to the school to teach and coach,” he recalls. “I wanted to give back to Benedict’s in some measure what the school had given me, which was so very much. So, I deferred my admission to Case Western, moved in with my brother, Daniel, and for the next year I taught English and Spanish and coached soccer and wrestling. It was an incredibly rewarding experience, and I still regard it among my fondest memories.”

After graduating from law school in 1990, De Lorenzi joined Gibbons P.C. (then the Crummy, Del Deo firm), where he demonstrated a talent and affinity for Intellectual Property (IP) law, first taking on trademark litigation and later adding patent and copyright matters as well. In 1997, he was given an extraordinary challenge: “Literally the day after I became an equity partner, the firm asked me to be responsible for charting and building a stand-alone firm IP practice. At the time, a few large general practice firms were just beginning to offer full IP services. Particularly with our firm headquartered in New Jersey – home to so many pharmaceutical, telecommunications and other technology companies – we knew even then that IP was of growing importance to our clients and that a robust IP practice would complement the firm in a meaningful way,” he says. “And so, in our usual fashion, Gibbons took a visionary step forward and we have never looked back.”

“Today, IP is the second largest practice area in the firm with roughly 45 practicing lawyers, together with patent agents, IP paralegals and other IP trained personnel,” said De Lorenzi. “As just one testament to what we have accomplished, the firm often handles more IP litigation outside the New York/New Jersey area than it does in its own backyard. This tells us that our clients are hiring us for IP work because of who we are as a firm – and not just because of where we are located.”

The Gibbons law firm’s approach to growth radiates well beyond conventional legal practice. For example, in 2007, Gibbons gave $1 million to Seton Hall University School of Law to endow the Gibbons Institute of Law, Science & Technology – a leading center of IP excellence nationwide.

Led by De Lorenzi, Seton Hall Law Vice Dean Erik Lillquist and Professor of Law David Opderbeck, the Gibbons Institute educates and trains the next generation of attorneys and professionals for the complex issues they will face as scientific and technological advances further challenge business and legal institutions. The Gibbons Institute regularly hosts symposia, conferences and colloquia among industry leaders, jurists, federal agencies, academics and members of the Bar to debate and discuss controversial and evolving legal issues central to the role of IP in today’s global business community.

“The Gibbons Institute establishes Seton Hall Law as a premier school in the field of IP Law,” De Lorenzi explains. “It was a wonderful opportunity for the Law School – and for New Jersey – to stand out nationwide as leaders in the IP field. The sheer number of technology companies headquartered here, combined with our proximity to New York, our wonderful engineering and medical schools, and our sophisticated bench at both the district court and state levels, clearly defines New Jersey as a hub for IP. And, with Seton Hall Law in the epicenter of all that and offering one of the broadest IP Law curriculums in the country, to my mind it was perfectly natural for the Law School to emerge as a center of excellence for this area of practice.”

Seton Hall Law to Host 2013 ASLME Health Law Professors Conference

Seton Hall Law is pleased to host the 36th Annual Health Law Professors Conference from June 6-8, 2013. The conference will be co-sponsored by the American Society of Law, Medicine & Ethics (ASLME), Seton Hall Law and the Center for Health & Pharmaceutical Law & Policy. ASLME’s Annual Health Law Professors Conference combines presentations by experienced health law teachers with the opportunity for discussion among conference participants. For more information, please visit www.aslme.org.
James V. Hetzel, J.D. ’86, Health Law

Associate General Counsel, Hackensack University Medical Center, Hackensack, New Jersey

After graduating from the University of Richmond in 1982 with a degree in accounting, Jim Hetzel was accepted to Seton Hall Law and was moving down the career path his father envisioned for him, in tax law. His friends, however, had other ideas.

“A bunch of my buddies had taken off a year from school to be ski bums and they got on my case about not doing the same,” he explains. “So I deferred my admission to law school for one year and took off for Colorado. My father was beside himself, but it turned out to be the best decision I ever made. When I came back, I began law school with a renewed attitude and focus.”

After his second year at Seton Hall Law, Hetzel clerked at the firm that is now Gibbons PC. “I envisioned a career working as a partner in a big firm, but instead, I was encouraged to do a judicial clerkship,” he says. “That experience forced me to revisit my goals and follow the advice of my father, who told me to look for opportunities to develop a specialty so there would be demand for my services.”

When Hetzel was later offered a job at the firm then known as Manger, Kalison, Murphy and McBride, he knew he had found his opportunity. “The area of healthcare law was really starting to develop at that time. I was excited to get the job, but I really had no idea what I would actually be doing,” he explains. “When people asked what I did I would jokingly tell them – I don’t know what healthcare law is but I will tell you in six months. I was learning about it as it was evolving.”

But in 2010, after 23 years in practice and countless changes in the healthcare industry; Hetzel was ready for his next big challenge. “I had been working primarily for our client, Hackensack University Medical Center, since the late 1990s, so when the opportunity arose to work as an in-house attorney, it was a natural transition,” he says.

Today, as Associate General Counsel for Hackensack, Hetzel works on a broad range of legal issues including provider reimbursement, healthcare compliance and corporate transactional matters. “Healthcare law is once again in transition and I am excited to have the opportunity to shape the direction of the issues I work on,” he says.

Hetzel still relies upon many of the contacts he made while at Seton Hall Law. “It’s invaluable to reach out through my networks and find somebody with an area of expertise who can help me with a particular issue,” he says. “The health law program didn’t even exist when I was in law school. Today, Seton Hall Law is a first-rate law school with a fabulous health law program and I continue to reap its benefits.”

Elizabeth A. Giaquinto, J.D. ’05, LL.M. ’08, Health Law

Project Manager, Food and Drug Administration (FDA) Center for Drug Research and Evaluation (CDER), Silver Spring, Maryland

After graduating from Seton Hall Law in 2005 with her J.D., Elizabeth Giaquinto began practicing family law at a small New Jersey firm. Not long after, she saw an article in the newspaper about Seton Hall Law’s LL.M. program in health and pharmaceutical law. “The article really sparked an interest in me,” she recalls. “I realized family law wasn’t for me. I made a huge life decision to quit work and go back to complete the LL.M. program as a full-time student.”

Returning to law school was a very positive experience for Giaquinto. “I took an introductory class in food and drug law with Professor Gilhooley and was so interested in the subject matter that she became my thesis advisor,” she says. “I knew then that I wanted to work at the Food and Drug Administration after I graduated. I would read the perspectives and statements of the FDA decision-makers and these people were like rock stars to me.”

After graduation, Giaquinto applied for every FDA job that seemed applicable to her skills. Her persistence paid off, and after a 20-minute phone conversation with the Director of the Office of Executive Programs, she was offered a job on the spot. “She was really intrigued by my LL.M. degree,” she says. “The Office of Executive Programs doesn’t hire many lawyers but they knew that with my regulatory background and legal skills I would be a great candidate for their office.”

Today, as project manager in the Office of Executive Programs, Giaquinto oversees several complex and high-profile center-wide projects, including several working groups and steering committees. Giaquinto was recently involved in a project to help Positron Emission Tomography (PET) drug manufacturers understand the drug approval process. “The PET drug producers – usually hospitals or small academic centers – had no idea how the drug approval process worked, nor had they ever undergone an inspection,” she says. “My team was charged with getting them ready. I was in charge of all the logistics – including holding a public meeting, publishing guidance documents and acting as a single point of contact for all of their questions.”

Giaquinto believes that her LL.M. degree gives her a big advantage. “My classes at Seton Hall really helped me understand the process here. I learned about the agency and how all the other centers operate,” she says. “I am the only lawyer on my team. Because I have the legal background and the specialized LL.M. degree, people request that I work on more specialized projects, especially those involving regulations,” she says. “I am so happy I went back to Seton Hall Law for my LL.M. degree. It was definitely what I needed to succeed in this career path.”
Chandan Sarkar, J.D. ’09, IP Law
Associate, King & Spalding LLP, New York, New York

As a student in the evening program, Chandan Sarkar came to Seton Hall Law with a bachelor’s degree in biology/biochemistry, a master’s degree in industrial engineering and almost a decade of professional experience gained at Johnson & Johnson, where he learned first-hand how products are conceived, developed and brought to market. Describing his engineering degree, Sarkar sees links to both business and legal practice: “It has a strong application in logistics: optimizing airplane routes, transportation routes, and the financial services industry including modeling options, and risk models in insurance,” he says. With that background and experience, it was natural that he would develop a deep interest in Intellectual Property (IP) Law.

As an evening student endeavoring to take “every IP course Seton Hall Law offered,” Sarkar soon discovered that the adjunct professors, who teach many of the higher-level IP law courses, give students a competitive edge. “Through the IP Concentration, I was exposed to professors who also practiced law full time,” he says. “They shared their war stories and cases, some of which they’d worked on that very day — information you’d never find in a textbook. One professor told us that for our final she would give us a fact pattern and we’d have to draft a licensing agreement from memory. That gives you a real feel for the challenge of legal practice.”

Adjunct professors offer real-world perspectives and sometimes, the key to a great career opportunity. In fact, Seton Hall Law Adjunct Professor Scott Weingaertner led Sarkar to his next major career move. Weingaertner, a partner in King & Spalding’s New York office, was Sarkar’s Patent Prosecution and Procedure instructor. “I did well in the course, but Scott also made himself accessible outside the classroom,” Sarkar says. “Sometimes I’d find him in the café before class and we’d have a cup of coffee and just talk. When

King & Spalding was looking to hire a new life-sciences experienced associate, he suggested I apply.”

Sarkar’s first Hatch-Waxman case went to trial within the first year of his tenure, nearly unheard-of for new associates. He explains, “I was fortunate to be the right fit for the case: I had a biochemistry background and working experience in the pharmaceutical industry. As a result, I got to assist in all aspects of the case: conducting discovery, writing expert reports, assisting on depositions, working closely with the FDA team on regulatory issues, assisting on case strategy and preparing both fact and expert witnesses for trial. I helped prepare one of the inventors and an expert witness to give trial testimony, a great opportunity for a junior associate. King & Spalding relies on a more lean case team, so they encourage junior associates to take on higher-level responsibilities — if you show the ability and the willingness.”

Similar to how a clerkship or other court experience may distinguish certain applicants, Sarkar’s corporate experience and degrees in science and engineering made him particularly attractive to the firm. It helped, too, that Robert Perry, who manages King & Spalding’s New York office, also has a degree in engineering, graduated from Seton Hall Law in 1989, and is a member of the firm’s IP Law Practice. Sarkar says, “I didn’t follow the regular channel of doing summer associate jobs or internships, but they appreciated that I had real-world experience.” And, he concludes with a smile, “It helped that I was a Seton Hall Law graduate. They respected the pedigree.”

Our Blog: HealthReformWatch.com

Managed by Professor Frank Pasquale, HealthReformWatch.com has received nearly 650,000 visits since its inception in 2009 and has been cited by and in, among others, The New York Times, Washington Post, L.A. Times, Health Affairs, Kaiser Health News, Forbes, NPR, the New England Journal of Medicine and Harvard’s Nieman Foundation for Journalism.

Twitter followers of the blog include Senators Chuck Grassley and Orin Hatch, Representatives Cynthia Lummis, Sandy Levin and the Congressional Health Care Caucus, USA Today Health, USA Today Medical, the Robert Wood Johnson Foundation, The Heritage Foundation, Cato Institute, PhRMA, Boston University School of Medicine and Public Health, the AMA and the American College of Physicians.

In addition to Seton Hall Law professors and students, HealthReformWatch contributors hail from law schools across the country and have included professors Thomas “Tim” Greaney of St. Louis University School of Law; Timothy S. Jost of Washington and Lee University School of Law; Nathan Cortez of the Dedman School of Law at Southern Methodist University; Mark A. Hall of Wake Forest School of Law; Carl E. Schneider of University of Michigan School of Law; and Bradley W. Joondeph of Santa Clara University School of Law.
Ryan Coletti, J.D. ’06, IP Law
Director, Litigation Counsel, Forest Laboratories, Inc., New York, New York

Ryan Coletti was always interested in science, so he majored in chemistry at Haverford College in Pennsylvania. But about halfway through school he realized that he wasn’t interested in pursuing a career in medicine or lab research. “I wasn’t sure how my skill set would fit into a scientific career,” he recalls. “I had an opportunity to speak with [former] Dean Riccio, and he encouraged me to come to Seton Hall Law and combine my interest in science with a law career.”

A summer internship with a family court judge in Bergen County further raised Coletti’s interest and enthusiasm for a career in law. “I chose Seton Hall Law because it was a great school and Dean Riccio’s enthusiasm won me over,” he says.

Coletti’s interest in IP law took root during the many classes he took while at Seton Hall Law. “Many of my IP Law classes were taught by adjunct professors – professionals who were in the pharmaceutical business or outside counsel,” he recalls. “I gained tremendous insight from them in terms of how to deal with the issues in patent law from a practical standpoint, not just textbook patent law. It was book learning combined with real-world experience.”

Coletti credits his Seton Hall law education, combined with his federal clerkship with the Honorable Harold A. Ackerman, U.S. District Court for the District of New Jersey, with providing him with the confidence to hit the ground running post graduation. “When I started working at Kirkland & Ellis in New York, I found that I had developed a strong foundation for the key areas of patent law,” he says. “I had dissected the seminal cases not just once but several times in different intellectual property courses and in different ways, and felt comfortable with the material.”

Today, as Director, Litigation Counsel at Forest Laboratories, Inc., Coletti is responsible for a wide variety of litigation, but his main focus is IP and patent law. “I really enjoy analyzing case developments from a higher level and thinking about how our litigation strategies fit in with our corporate goals,” he says. “And, at the end of the day, high-stakes patent litigation is exciting.” Coletti says, “I love being in the middle of it.”

Nazly M. Shariati, M.D., M.S.J. ’11, FACS, Health Law
Director of Thoracic Surgery, Surgical Director of Lung Transplants,
Beth Israel Medical Center, Barnabas Health System, Newark, New Jersey

When Nazly Shariati was seven years old, her mother needed open heart surgery. “I decided then and there to become a heart surgeon,” she recalls. “No one took me seriously because I was so young, but that’s exactly what I did.”

After graduating with a medical degree from the University of Cincinnati in 1995, Shariati went on to complete her residency in general surgery at Morristown Memorial Hospital in New Jersey. Never wavering in her dream to become a heart surgeon, she completed a fellowship in cardiothoracic surgery at Montefiore Medical Center in New York. In addition, Shariati did a lung transplant fellowship at the University of Pittsburgh.

Today, Shariati is Director of Thoracic Surgery and Surgical Director of Lung Transplants at Newark Beth Israel Medical Center. “The best thing about my job is when I can change someone’s life for the better,” she says. “When someone has been told there is no hope and I can give them a second chance, the look on their face and their appreciation is just priceless. I am so fortunate to be able to touch their lives in this way.”

With a rewarding career that is truly the fulfillment of her childhood dream, why would Shariati decide to attend law school? “In medical school, we are put through rigorous clinical training with regards to anatomy and physiology, but we are completely unprepared to do business in the medical profession. When you pick up a contract to read it – you have no idea what you are signing off on,” she explains. “Everyone assumes since you are a doctor you know everything but the truth is you are very vulnerable if you do not understand your rights. If I were dean of a medical school I would make courses in law fundamentals a requirement. It would make the transition into a medical career much less traumatic.”

Shariati first heard about the M.S.J program during an open house at Seton Hall Law. “I was so happy to hear about the M.S.J. program because it provided me with the skills I needed, without having to go through the full J.D. program,” she explains.

“Getting my M.S.J degree has truly opened up my eyes – when I read documents, attend meetings, and deal with others – it’s almost as if every word and gesture has a decoder attached to it. I had a scientific mind and now it has been cross-trained to think and analyze the way lawyers do,” she explains. “It has changed the way I approach my profession as well. I now think about and entertain ten other possibilities that I wouldn’t have thought of before.”

“It truly made me a different person – I am more powerful and more comfortable at my workplace,” she continues. “I’ve had years of schooling, but this is the best education I’ve received.”
FACULTY SCHOLARSHIP AND PRESENTATIONS

David W. Barnes
Professor of Law

Scholarship
Free-Riders and Trademark Law’s First Sale Rule, 27 SANTA CLARA COMPUTER & HIGH TECH. L. J. 457 (2011), selected for inclusion in the 2012 edition of the INTELLECTUAL PROPERTY LAW REVIEW as one of the best intellectual property articles published in the last year.

Presentations
The American Society of Law, Medicine & Ethics 35th Annual Health Law Professors Conference, Sandra Day O’Connor School of Law, Arizona State University, The Impact of Prohibitions on Gamete Donor Anonymity on the Practice of Surrogacy (June 2012)

Gaia Bernstein
Professor of Law and Margaret Gilhooley Research Fellow

Scholarship
Prohibitions on Gamete Donor Anonymity and their Impact on the Practice of Surrogacy, IND. HEALTH L. REV. (Symposium) (forthcoming 2012)
Over-Parenting, 44 U.C DAVIS L. REV 1221 (2011) (with Zvi Triger)

Presentations
American Society of Law, Medicine & Ethics 35th Annual Health Law Professors Conference, Sandra Day O’Connor School of Law, Arizona State University, The Impact of Prohibitions on Gamete Donor Anonymity on the Practice of Surrogacy (June 2012)
PatCon2, Boston College Law School, Incentivizing the Ordinary User, Plenary Presentation (May 2012)
Fifth Annual Emerging Family Law Scholars and Teachers Conference, Fordham University School of Law, Intensive Parenting, Social Networks and Children’s Privacy (May 2012)
Symposium, Imagining The Next Quarter Century of Health Care Law, IND. HEALTH L. REV., Indiana University, Robert H. McKinney School of Law, Prohibitions on Gamete Donor Anonymity and their Impact on the Practice of Surrogacy (April 2012)
Edward D. Manzo Scholars in Patent Law Presentation, DePaul University College of Law, Incentivizing the Ordinary User (February 2012)

Faculty Workshop, Pace Law School, Incentivizing the Ordinary User (January 2012)
Second Annual Tri-State Regional Intellectual Property Workshop, Fordham University School of Law, Incentivizing the Ordinary User (January 2012)
Symposium, IP Bullying or Proactive Enforcement?, FORDHAM INT’L. PROP. MEDIA & ENT. L.J., Fordham University School of Law, Incentivizing Ordinary Users (November 2011)
Research Seminar for Future Academics, New York University School of Law, Incentivizing Ordinary Users (November 2011)
International Surrogacy Panel, International Law Association Meeting, Fordham University School of Law (October 2011)
Faculty Workshop, University of Virginia School of Law, Patent Law, Technological Dissemination and the Forgotten Non-Creative User (September 2011)
Symposium, State of the Family, University of Richmond School of Law, Intensive Parenting, Social Networks and Children’s Privacy (September 2011)

Other News
Elected to the Board of Intellectual Property Section by the Association of American Law Schools (AALS)

Zack Buck
Visiting Assistant Professor

Scholarship

Presentations
The American Society of Law, Medicine & Ethics Health Law Professors Conference, Sandra Day O’Connor College of Law, Arizona State University, Insurance Coverage for Mental Health Services Under the ACA: Essential and Expanding? (June 2012)
Kathleen M. Boozang

Professor of Law

Scholarship


Toward Evidence-Based Conflicts of Interest Training for Physician-Investigators, J.L. Med. & Ethics (forthcoming 2012) (with Carl H. Coleman and Kate Greenwood)

An Argument Against Embedding Conflicts of Interest Disclosures in Informed Consent, J.H. & Life Sciences 230 (2011) (with Carl H. Coleman and Kate Greenwood)

Responsible Corporate Officer Doctrine: When is Falling Down on the Job a Crime?, St. Louis U.J. Health L. & Pol’y (forthcoming 2012)

PHARMACEUTICAL AND MEDICAL DEVICE COMPLIANCE MANUAL (Kathleen M. Boozang with Simone Handler-Hutchinson eds., American Health Lawyers Association, 2012)

Presentations


Carl H. Coleman

Professor of Law and Director of Global Initiatives

Scholarship


The Role of Informed Consent in Tuberculosis Testing and Screening, 39 European Respiratory Journal, 1057 (2012) (with Michael Selgelid, Andreas Reis, Lee Reichman and Ernesto Jaramillo)

Toward Evidence-Based Conflicts of Interest Training for Physician-Investigators, J. L. Med. & Ethics (forthcoming 2012) (with Kate Greenwood and Kathleen M. Boozang)

Presentations

Course Director for World Health Organization Workshop, Nairobi, Kenya, Developing a Legislative and Regulatory Framework for Clinical Trials (June 2012)

World Health Organization Workshops on the Ethics of Tuberculosis Prevention, Care, and Control, Baku, Azerbaijan (December 2011) and Beijing, China (June 2011), Ethical and Legal Aspects of Public Health Measures in TB Care and Control

Margaret Gilhooley

Professor Emerita

Scholarship

Drug User Fee Reform: The Problem of Capture and a Sunset, and the Relevance of Priorities and the Deficit, 41 N.M. L. Rev. 327 (2011)

Università Bocconi, SDA Bocconi School of Management, Milan, Italy, Ethics as a Global Health Challenge (May 2012)

Hot Topics in Life Sciences Law, Seton Hall University School of Law, Proposed Revisions to Common Rule: Implications for Life Science Companies (April 2012)

Executive Course on Intellectual Property, Diplomacy and Global Public Health, co-sponsored by Seton Hall University School of Law and the Graduate School of International and Development Studies, Geneva, Switzerland, Intellectual Property and Global Public Health: Key Concepts and Challenges (February 2012)

European Healthcare Compliance Ethics & Regulation Program, co-sponsored by Seton Hall University School of Law and Sciences Po, Paris, France, Lessons Learned from U.S. Healthcare Fraud and Abuse Enforcement and Compliance Programs (November 2011)

Other News

Rapporteur, joint World Health Organization/University of Paris ethics review of research proposal on fenfinoxazole as a treatment for late-stage Human African Trypanosomiasis (sleeping sickness) (February 2012)

Drafter, World Health Organization publication, Standards and Operational Guidance for Ethics Review of Health-Related Research with Human Participants (with Marie-Charlotte Bouesseau, Nancy Kass, Juntra Laothavorn Abha Saxena and Sheryl Vanderpoel) (2011)

Member, Secretary’s Advisory Committee on Human Research Protections (SACHRP), U.S. Department of Health & Human Services (2010-2013)
Kate Greenwood

Research Fellow & Lecturer in Law

Scholarship

**Toward Evidence-Based Conflicts of Interest Training for Physician-Investigators**, *J.L. Med. & Ethics* (forthcoming 2012) (with Kathleen M. Boozang and Carl H. Coleman)

The Affordable Care Act's Risk Adjustment and Other Risk-Spreading Mechanisms: Needed Support for New Jersey’s Health Insurance Exchange (policy brief issued by the Seton Hall University School of Law, Center for Health & Pharmaceutical Law & Policy for the Rutgers Center for State Health Policy and the New Jersey Department of Banking and Insurance, with funding provided by a grant from the U.S. Department of Health & Human Services) (forthcoming 2012)

Implementing the Patient Protection and Affordable Care Act in New Jersey: The Health Insurance Exchange, the Medicaid Program, and the Apportionment of Responsibility for Determining Eligibility and Effectuating Enrollment (policy brief issued by the Seton Hall University School of Law, Center for Health & Pharmaceutical Law & Policy for the Rutgers Center for State Health Policy and the New Jersey Department of Banking and Insurance, with funding provided by a grant from the U.S. Department of Health & Human Services (forthcoming 2012)


Presentations

American Society of Law, Medicine & Ethics 35th Annual Health Law Professors Conference, Sandra Day O’Connor School of Law, Arizona State University, A First Amendment Offensive: An “Emboldened” Drug and Device Industry Attacks the Ban on Off-Label Promotion in Court and Before the FDA (June 2012)

American Society of Law, Medicine & Ethics 35th Annual Health Law Professors Conference, Sandra Day O’Connor School of Law, Arizona State University, Conflicted Physicians: Changing Judicial Conceptions and the Implications for Drug and Device Company Liability (June 2012)

Hot Topics in Life Sciences Law, Seton Hall University School of Law, First Amendment Challenges to the Ban on Off-label Promotion (April 2012)

Media Briefing, Affordable Care Act, Seton Hall University School of Law, Constitutional & Statutory Issues (with John V. Jacobi & Tara Adams Ragone) (March 2012)

The American Society of Law, Medicine & Ethics, Conflicts of Interest in the Practice of Medicine: A National Symposium, University of Pittsburgh, Toward Evidence-Based Conflicts of Interest Compliance Training for Physician-Investigators (October 2011)

John V. Jacobi

Dorothea Dix Professor of Health Law & Policy, Faculty Director of the Center for Health & Pharmaceutical Law & Policy

Scholarship


Health Insurance Exchanges: Governance Issues for New Jersey, policy brief prepared by the Seton Hall University School of Law Center for Health & Pharmaceutical Law & Policy for the Rutgers Center for State Health Policy and the New Jersey Department of Banking and Insurance, with funding provided by a grant from the U.S. Department of Health & Human Services (2011)

Presentations

American Society of Law, Medicine & Ethics 35th Annual Health Law Professors Conference, Sandra Day O’Connor School of Law, Arizona State University, All Deliberate Speed: New Jersey and the ACA (June, 2012)

Symposium, Is a For-Profit Structure a Viable Alternative for Catholic Health Care Ministry?, Seton Hall University School of Law, Health Care: Public Good or Private Good? (March 2012) (Proceedings forthcoming, 2012)

Media Briefing, Affordable Care Act, Seton Hall University School of Law, Constitutional & Statutory Issues (with Kate Greenwood & Tara Adams Ragone) (March 2012)


Symposium, Implementing the Affordable Care Act: What Role for Accountable Care Organizations?, Seton Hall L. Rev. and the Center for Health & Pharmaceutical Law & Policy, Seton Hall University School of Law, Lessons from ACO Implementation in New Jersey (October 2011)
Faculty Scholarship and Presentations

David W. Opderbeck
Academic Director of the Gibbons Institute of Law, Science & Technology and Professor of Law

Scholarship
Cybersecurity and Executive Power, 89 WASHINGTON L. REV. (forthcoming 2012)

Presentations
Gibbons Institute of Law, Science & Technology, Newark, New Jersey, Moderator, Patent Litigation at the ITC (April 2012)
U.S. Military Academy, West Point, Cybersecurity, Cyberwar, and Civil Liberties (April 2012)
Petrie-Flom Health Law Center Colloquium, Harvard University School of Law, From Transparency to Intelligibility, Health Information Technology’s Role in Health Reform (March 2012)
New Jersey Prosecutors’Cybersecurity Law Roundtable, New Brunswick, New Jersey (February 2012)
Conference, The Competing Claims of Law and Religion, Pepperdine University School of Law, Intellectual Property and the Metaphysics of Social Relations (February 2012)

Jordan Paradise
Associate Professor of Law

Scholarship

Presentations
Gibbons Institute of Law, Science & Technology, Newark, New Jersey, Moderator, Patent Litigation at the ITC (April 2012)
U.S. Military Academy, West Point, Cybersecurity, Cyberwar, and Civil Liberties (April 2012)
Petrie-Flom Health Law Center Colloquium, Harvard University School of Law, From Transparency to Intelligibility, Health Information Technology’s Role in Health Reform (March 2012)
New Jersey Prosecutors’Cybersecurity Law Roundtable, New Brunswick, New Jersey (February 2012)
Conference, The Competing Claims of Law and Religion, Pepperdine University School of Law, Intellectual Property and the Metaphysics of Social Relations (February 2012)

Edward Hartnett
Richard J. Hughes Professor of Law

Scholarship
Facial and As-Applied Challenges to the Individual Mandate of the Patient Protection and the Affordable Care Act, 46 RICHMOND L. REV. 745 (2012)

Marina Lao
Professor of Law

Scholarship
The Perfect is the Enemy of the Good: The Antitrust Objections to the Google Books Settlement, 78 ANTITRUST L. J. 201 (2012)
Frank Pasquale
Schering-Plough Professor in Health Care Regulation and Enforcement

Scholarship
Practical Privacy: Rethinking the Collection, Analysis, and Use of Health-Inflected Social Network Data, in GOVERNANCE OF SOCIAL MEDIA (J. Obar, ed., forthcoming, 2013)
Accountable Care Organizations in the Affordable Care Act, 42 SETON HALL L. REV. (forthcoming 2012) (invited piece, Symposium)
Network Accountability for the Domestic Intelligence Apparatus, 62 HASTINGS L.J. 1441 (2011) (with Danielle Citron)
Review of Amy Kapczynski and Gaelle Krikorian, eds., Access to Knowledge in the Age of Intellectual Property (Zone Books, 2010), at Concurring Opinions

Presentations
Harvard-Georgetown Market Democracy Working Group, Georgetown University, Equal Surveillance Under Law (July 2012)
Future of Health Privacy Summit, Plenary Session, Georgetown University School of Law, From Medical Record to Medical Reputation (June 2012)

Tara Adams Ragone
Research Fellow & Lecturer in Law

Scholarship
Structuring Medicaid Accountable Care Organizations to Avoid Antitrust Challenges, 42 SETON HALL L. REV. (forthcoming 2012) (invited piece, Symposium)
The Affordable Care Act and Medical Loss Ratios: Federal and State Methodologies, Issue Brief prepared by the Seton Hall University School of Law, Center for Health & Pharmaceutical Law & Policy for the Rutgers Center for State Health Policy and the New Jersey Department of Banking and Insurance, with funding provided by a grant from the U.S. Department of Health & Human Services (forthcoming 2012)
Evaluating Federal and New Jersey Regulation of Rating Factors and Rate Bands, prepared by the Seton Hall University School of Law, Center for Health & Pharmaceutical Law & Policy for the Rutgers Center for State Health Policy and the New Jersey Department of Banking and Insurance, with funding provided by a grant from the U.S. Department of Health & Human Services (forthcoming 2012)

Presentations
P.I.C.O. New Jersey, Panelist, Exploring the Legal Hurdles of Coordinating Care, One Year Later: The New Jersey Medicaid Accountable Care Organization Demonstration Project (August 2012)
New Jersey Attorney General’s Advocacy Institute, Legal Ethics for the Health Care Lawyer (February 2012 and June 2012) (with Kim Ringler, Esq.)
Media Briefing, Affordable Care Act, Seton Hall University School of Law, Constitutional & Statutory Issues (with Kate Greenwood & John V. Jacobi) (March 2012)
Symposium, Health & Hospital Law, New Jersey Bar Association, Legal Ethics for the Health Care Lawyer (November 2011) (with Kim Ringler, Esq.)
Symposium, Implementing the Affordable Care Act: What Role for Accountable Care Organizations?, SETON HALL L. REV. and the Center for Health & Pharmaceutical Law & Policy, Seton Hall University School of Law, The Role of Competition in Integrated Delivery: ACOs, Federal and State Antitrust Law, the State Action Doctrine, and Clinical Integration (October 2011)
Keeping Up With Students & Alumni

James Bogden, J.D. ’86 is Senior Corporate Attorney for Cell Therapeutics, Inc. in Seattle.

Lauren Borzi, J.D. ’12 spent her Spring 2012 semester interning with Horizon Blue Cross Blue Shield of New Jersey in Newark.

Amy Buck, J.D. ’01, LL.M. ’12 is an Associate with Schenck, Price, Smith & King in Florham Park, New Jersey.

Kenneth Cappel, J.D. ’00 is Vice President, Global Intellectual Property at Amneal Pharmaceuticals, LLC in Piscataway, New Jersey.

Craig Carpenito, J.D. ’00 is one of Law360’s “Rising Stars” for White-Collar Litigation. He is co-leader of Alston & Bird LLP’s Government & Internal Investigations Group in New York City.

Jenny Carroll, J.D. ’99 is in-house Counsel at Atlantic Health System in Morristown, New Jersey.

Christine Carver, J.D. ’98 is Assistant General Counsel for Catalent Pharma Solutions in Somerset, New Jersey.

John S. Chao, J.D. ’10 is an Associate at the Life Sciences Transactions Group of Reed Smith LLP in Princeton.

Jason Connell, J.D. ’11 is a Regulatory Compliance Analyst for Coventry Health Care of Delaware, Inc. in Wilmington, Delaware.

John Deno, J.D. ’09 is Senior Counsel, U.S. Pharmaceuticals Market Access for Bristol-Myers Squibb Co. in New York City.

Mary Deno, J.D. ’09 is Vice President, Human Resources, for Livingston Services Corporation, an affiliate of Barnabas Health in Livingston, New Jersey.

Nicole F. D’Maria, J.D. ’01 is a Partner at Wolff & Samson PC in West Orange, New Jersey.

Craig Domalewski, J.D. ’96 was named to NJBiz’s “Power 50” for Health Care in 2012. Craig is Senior Partner at Dughi, Hewitt & Domalewski, P.C. in Cranford, New Jersey.

Kathleen Dooley, J.D., ’88 is a Partner at McGuire Woods in Atlanta and co-chair of the firm’s life sciences industry group. She has a special interest in prescription drug diversion and recently presented the paper, Pharmaceutical Product Diversity: Beyond the PDMA.

Sarah Geers, J. D. ’10 is an Associate with Cravath, Swain and Moore LLP in New York City.

Nancy Halpern, D.V.M., J.D. ’04 is a Senior Corporate Attorney for Cell Therapeutics, Inc. in Seattle.

Nicole Huberfeld, J.D. ’98 authored an article that was cited by Justice Ruth Bader Ginsburg in support of the majority opinion in the June 2012 U.S. Supreme Court ruling upholding the Affordable Care Act. The article, Federalizing Medicaid, was published in the University of Pennsylvania Journal of Constitutional Law in December, 2011. Nicole is the Gallion & Baker Professor of Law at the University of Kentucky College of Law. Previously, she was the Health Law Faculty Fellow and Director of the Healthcare Compliance Certification Program at Seton Hall Law.

Rebecca Edelman Levy, J.D. ’01 is General Counsel for Summit Medical Group in Summit, New Jersey. Formerly she was an attorney with Garfunkel Wild, P.C.

Scott Liebman, J.D. ’05 is a Principal of Porzio, Bromberg & Newman P.C. in Morristown, New Jersey, and a member of the firm’s Life Sciences Compliance, Commercialization and Regulatory Counseling Department. He is also Vice President of Porzio Life Sciences.

Philomena McArthur, J.D. ’95 is Senior Director, Regulatory & Health Care Compliance for Johnson & Johnson Pharmaceutical Research & Development in Raritan, New Jersey.

Mary Anne McDonald, J.D. ’81 is Chief of Legal Affairs and Compliance at Visiting Nurse Association Health Group in Red Bank, New Jersey.

Matthew J. McKennan, J.D. ’11 is an Associate in the Health Care Practice Group of Sills Cummis & Gross P.C. in Newark.

Cherylyn Esoy Mizzo, J.D. ’03 is a Principal at Fish & Richardson P.C. in Washington, D.C. Her practice emphasizes complex patent and intellectual property litigation.

Abigail J. Nickerson, J.D. ’09 is an Associate with the McHattie Law Firm in Boonton, New Jersey. She concentrates her practice in intellectual property matters and employment law.

Loretta Orlando, J.D. ’04 is Associate Counsel for Hackensack University Medical Center in Hackensack, New Jersey.

Ami E. Simunovich, Pharm.D., J.D. ’07 is an Associate with Frommer Lawrence & Haug LLP in New York City.

Matthew R. Streger, J.D. ’06 is a Senior Associate with the Law Offices of David S. Barmak, LLC in Princeton.

Jeffrey L. Wasserman, J.D. ’98 is a Member of the Sills Cummis & Gross Corporate, Banking and Finance, and Life Sciences Practice Groups in Newark.

Andrew White, J.D. ’00 is Senior Counsel in the Legal Department at Johnson & Johnson in New Brunswick, New Jersey.

The Timothy G. Rothwell Health and Pharmaceutical Law Scholarship Winner

Christine Gaddis ’14

The Timothy G. Rothwell Health and Pharmaceutical Law Scholarship rewards an outstanding applicant with a substantial tuition scholarship upon admission to the Law School. Students are selected to receive this scholarship on the basis of academic performance, LSAT score and a commitment to a career in health law. This year’s winner is Christine Gaddis, J.D.’14.

After graduating from Villanova in 2008 with both a B.S. and an M.S. in Biology, Gaddis worked at the Perelman School of Medicine at the University of Pennsylvania in an endocrinology lab. After taking a class in the sociology of bioethics, Gaddis became interested in the role that law plays in healthcare and decided to pursue a legal career. She chose Seton Hall Law for its strong Health and IP law programs.

“I truly appreciate the Timothy G. Rothwell scholarship – receiving the award was an incredible honor,” she says. “This summer I worked in the legal office at the Johns Hopkins Health System, where, in addition to legal research, I attended hospital meetings related to risk management, patient care and safety, as well as ethics consultations. I also observed a medical malpractice trial. It was a fantastic immersion into the legal aspects of working in a hospital.”
### Advisory Boards

#### Center for Health & Pharmaceutical Law & Policy

<table>
<thead>
<tr>
<th>Name</th>
<th>Position / Affiliation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Michael Bell '97</td>
<td>Founder &amp; President R-Squared</td>
</tr>
<tr>
<td>Todd Brower</td>
<td>Member</td>
</tr>
<tr>
<td>Brach Eichler L.L.C.</td>
<td></td>
</tr>
<tr>
<td>Jeffrey Brown ’82</td>
<td>Partner / Director</td>
</tr>
<tr>
<td>Garfunkel Wild, P.C.</td>
<td></td>
</tr>
<tr>
<td>Janice Chapin</td>
<td>Deputy Director</td>
</tr>
<tr>
<td>Central Jersey Legal Services</td>
<td></td>
</tr>
<tr>
<td>Frank Ciesla</td>
<td>Shareholder</td>
</tr>
<tr>
<td>Giordano, Halleran &amp; Ciesla, P.C.</td>
<td></td>
</tr>
<tr>
<td>Patrick DeDeo</td>
<td>Director of External Relations</td>
</tr>
<tr>
<td>William Paterson University-Hobart Manor</td>
<td></td>
</tr>
<tr>
<td>Joseph Fennelly, M.D.</td>
<td>Internist</td>
</tr>
<tr>
<td>Alice Guttler</td>
<td>Sr. Vice President &amp; Corporate Counsel</td>
</tr>
<tr>
<td>CentraState Healthcare System</td>
<td></td>
</tr>
</tbody>
</table>

Gary Herschman
Member
Sills Cummis & Gross P.C.

Michael Kalison
Of Counsel
McElroy, Deutsch, Mulvaney & Carpenter, LLP

George Kendall
Partner
Drinker Biddle

Vivian Sanks King ’85
Attorney-at-Law
Law Offices of Vivian Sanks King

Edward Kornreich
Partner
Proskauer Rose LLP

Gary J. Lesneski
Senior Executive Vice President / General Counsel
The Cooper Health System

Michael McCulley
Assistant General Counsel
Johnson & Johnson

Mary Anne McDonald ’81
Chief of Legal Affairs and Compliance
Visiting Nurse Association Health Group

Sheilah O’Halloran ’83
Assistant General Counsel
Atlantic Health System

Honorable Stewart Pollock
Of Counsel
Riker, Danzig, Scherer, Hyland & Perretti

Elizabeth Ryan ’85
President and CEO
New Jersey Hospital Association

Agnes Rymer
Member
Saiber Attorneys at Law

Michael E. Schaff
Shareholder
Wilentz, Goldman & Spitzer P.A.

David E. Swee, M.D.
Associate Dean for Education
University of Medicine and Dentistry of New Jersey-Robert Wood Johnson Medical School

Mara Zazzali-Hogan ’98
Director, Business & Commercial Litigation
Gibbons P.C.

#### Gibbons Institute of Law, Science & Technology

<table>
<thead>
<tr>
<th>Name</th>
<th>Position / Affiliation</th>
</tr>
</thead>
<tbody>
<tr>
<td>David E. De Lorenzi, Co-Chair</td>
<td>Chair, Intellectual Property Gibbons P.C.</td>
</tr>
<tr>
<td>Erik Lillquist, Co-Chair</td>
<td>Vice Dean and Professor of Law Seton Hall University School of Law</td>
</tr>
<tr>
<td>David Opderbeck ’91, Director</td>
<td>Professor of Law Seton Hall University School of Law</td>
</tr>
<tr>
<td>Rosa M. Alves</td>
<td>Assistant Dean Seton Hall University School of Law</td>
</tr>
<tr>
<td>Paul M. Antinori</td>
<td>Senior Vice President &amp; General Counsel The Medicines Company</td>
</tr>
<tr>
<td>Robert L. Baechtold ’66</td>
<td>Partner Fitzpatrick, Cella, Harper &amp; Scinto</td>
</tr>
<tr>
<td>Marc Began</td>
<td>Corporate IP Counsel Legal, Government and Quality Affairs Novo Nordisk</td>
</tr>
<tr>
<td>Gaia Bernstein</td>
<td>Professor of Law and Margaret Gilbooy Research Fellow Seton Hall University School of Law</td>
</tr>
<tr>
<td>James DeGiorgio</td>
<td>Vice President &amp; General Counsel GE Trading &amp; Licensing</td>
</tr>
<tr>
<td>Elaine Drager</td>
<td>Law Vice President, Intellectual Property and Standards Alcatel-Lucent</td>
</tr>
<tr>
<td>Patrick C. Dunican Jr. ’91</td>
<td>Chairman &amp; Managing Director Gibbons P.C.</td>
</tr>
<tr>
<td>Gregory Ferraro</td>
<td>Group Intellectual Property Novartis Pharmaceutical Co.</td>
</tr>
<tr>
<td>Henry Hadad</td>
<td>Vice President and Deputy General Counsel Bristol-Myers Squibb</td>
</tr>
<tr>
<td>Patrick E. Hobbs</td>
<td>Dean and Professor of Law Seton Hall University School of Law</td>
</tr>
<tr>
<td>George Johnston, Jr.</td>
<td>Chief Patent Counsel Roche</td>
</tr>
<tr>
<td>Stephen B. Judlowe ’65</td>
<td>Of Counsel McElroy, Deutsch, Mulvaney &amp; Carpenter, LLP</td>
</tr>
<tr>
<td>Cheryllyn Esøy Mizzo ’03</td>
<td>Principal Fish &amp; Richardson P.C.</td>
</tr>
<tr>
<td>James Murtha</td>
<td>Associate Chief Intellectual Property Counsel Becton Dickinson &amp; Company</td>
</tr>
<tr>
<td>The Honorable Pauline Newman</td>
<td>U.S. Court of Appeals for the Federal Circuit</td>
</tr>
<tr>
<td>Keith Nowak ’76</td>
<td>Partner Carter Ledyard &amp; Millburn</td>
</tr>
<tr>
<td>Leonard T. Nuara ’84</td>
<td>President Spring Trading</td>
</tr>
<tr>
<td>Jordan Paradise</td>
<td>Associate Professor of Law Seton Hall University School of Law</td>
</tr>
<tr>
<td>Frank Pasquale</td>
<td>Schering-Plough Professor in Health Care Regulation &amp; Enforcement Seton Hall University School of Law</td>
</tr>
<tr>
<td>Henry Sacco, Jr.</td>
<td>Vice President &amp; Chief Legal Officer Brother International Corporation</td>
</tr>
<tr>
<td>Theodore Shatzynski ’92</td>
<td>Assistant General Counsel - Patents Johnson &amp; Johnson</td>
</tr>
<tr>
<td>Stephen Tang</td>
<td>President &amp; Chief Executive Officer The Science Center</td>
</tr>
<tr>
<td>Michele K. Thomas</td>
<td>Senior Corporate Counsel – State Regulatory T-Mobile USA, Inc.</td>
</tr>
<tr>
<td>Colleen Tracy ’96</td>
<td>Managing Partner Fitzpatrick, Cella, Harper &amp; Scinto</td>
</tr>
<tr>
<td>Roy F. Waldron</td>
<td>Senior Vice President and General Counsel, IP Pfizer, Inc.</td>
</tr>
<tr>
<td>Loria B. Yeaton ’94</td>
<td>Executive Vice President Intellectual Ventures</td>
</tr>
</tbody>
</table>

FALL 2012 • VOLUME 10
OCTOBER 2, 2012  
Inaugural Lecture in Corporate Governance & Business Ethics: Professor Stephen J. Lubben, Harvey Washington Wiley Chaired Professor in Corporate Governance & Business Ethics  
[link: law.shu.edu/Compliance]

OCTOBER 8-11, 2012  
U.S. Healthcare Compliance Certification Program  
[link: law.shu.edu/Compliance]

OCTOBER 16, 2012  
Gibbons Institute/NJIPLA’s Tenth Annual Fall CLE/Lecture Series  
Views from the Bench featuring The Honorable Kathleen O’Malley  
[link: law.shu.edu/CLE]

OCTOBER 24, 2012  
Networking Event for Health Law Students & Practitioners  
Health Law Forum  
[link: law.shu.edu/Compliance]

OCTOBER 24, 2012  
Strategic Use of Post-Grant Proceedings in Light of the USPTO’s Final Rules  
Princeton, Marriott at Forrestal  
[link: law.shu.edu/CLE]

NOVEMBER 12-16, 2012  
European Healthcare Compliance Certification Program  
Paris, France  
[link: law.shu.edu/Paris]

JUNE 6-8, 2013  
ASLME’s 36th Annual Health Law Professors Conference  
[link: www.aslme.org/Calendar]

JUNE 10-13, 2013  
U.S. Healthcare Compliance Certification Program  
[link: law.shu.edu/Compliance]

JUNE 24-28, 2013  
European Healthcare Compliance Certification Program  
Paris, France  
[link: law.shu.edu/Paris]

[SPRING 2013]  
MARCH 2013  
Asia-Pacific Healthcare Compliance Certification Program  
Singapore  
[link: law.shu.edu/AsiaPacific]

DATE TO BE ANNOUNCED  
Gibbons Institute Roundtables  
[link: law.shu.edu/GibbonsInstitute]

DATE TO BE ANNOUNCED  
Gibbons Institute Federal Circuit Year in Review  
[link: law.shu.edu/GibbonsInstitute]