

Health care attorney with extensive experience on matters of law, practice management, program design, public policy, credentialing and research dedicated to furthering the responsible practice of integrative medicine.

## SUMMARY

*Legal Practice*– Thirty years of experience and in-depth understanding of the legal aspects of integrative medicine practice and its regulation, including medical board discipline; risk management; food, drugs, devices and dietary supplements; Medicare/insurance reimbursement; laboratory requirements; practice management. Consultation on a wide range of legal, management, business and clinical aspects of practice. Representation before U.S. Supreme Court, extensive appellate and administrative experience.

*Lobbying*– National and state lobbying and drafting of legislative solutions to problems in integrative health care delivery.

*Public Policy Leadership*– Board advisor, Integrative Medicine Consortium; former board member of Integrative Healthcare Policy Consortium; extensive volunteer contributions to national collaborative efforts toward integrative health policy.

*Clinical/Program Design and Research Skills*– Ten years well-rounded care delivery as a social worker, experience including facilitation of a multidisciplinary health care team, delivery of family therapy/psychotherapy services to over 500 families; assisted in design and management of social programs. Development of IRB approved research, post-graduate clinical psychology training in research design.

*Certification/Board Development*– Former Executive Director of National Commission for the Certification of Acupuncture and Oriental Medicine (NCCAOM); counsel to The Academy of Integrative Health and Medicine (AIHM), former American Board of Integrative & Holistic Medicine (ABIHM).

*Extensive Publications/Presentations*– Over 90 articles, anthology chapters, and conference presentations on integrative health topics, including co-chair of two national integrative medicine conferences and an international presentation addressing a wide variety of legal and policy issues regarding integrative/CAM practice.

*Awards*: Jonathan Forman Award, 2019, for making the most significant contribution to the field of environmental medicine by the American Academy of Environmental Medicine.

**LEGAL SKILLS****Notable Achievements:**

- United States Supreme Court, Counsel on *Hercules v. United States*, 516 U.S. 417 (1996), *sub nom. Wm.Thompson v. United States*, 26 Cl. Ct. 17 (1992), *aff'd* 24 F.3d 188 (Fed. Cir. 1994); drafted successful petition for certiorari in government contract matter involving Vietnam war Agent Orange damages.
- Submitted FDA Citizen's Petition seeking reconsideration of restrictions on compounding natural ingredients on behalf of integrative and naturopathic professional organizations.
- Vacated summary suspension of medical license by D.C. Board of Medicine *In the Matter of Ahmed Ali, M.D.*, Case No. DH-B-06-8000032 (2006).
- Obtained, with co-counsel Jacques Simon, dismissal after full hearing of disciplinary charges against orthomolecular psychiatrist in *Maryland Board of Physicians v. Alice Lee-Bloem, M.D.*, DHMH-SBP-71-08-08596 (2008).
- Temporarily vacated summary suspension of dental license by D.C. Board of Dentistry in *In the Matter of Robert. B. Johnson, DMD*, 2014-DOH-00007; obtained remand from D.C. Court of Appeals in *Johnson v. D.C. Dep't of Health*, 163 A.3d 746 (D.C. 2017).
- Successfully curtailed numerous Board investigations against integrative physicians and complementary and alternative (CAM) practitioners.
- Successfully inserted Congressional conference report language to protect CAM practice in the Health Insurance Portability and Accountability Act.
- Obtained reversal of FDA barring sale of Shealy Relaxmate™ as an unapproved medical device.
- Assisted new homeopathic company with FDA drug establishment registration and state drug licensure.
- Drafted Quality of Life Study approved by IRB for Insulin Potentiation Therapy.
- Obtained \$9,000 jury award, negligent injury by unlicensed massage therapist.
- Obtained \$250,000 contested award for vaccine-related injury.
- Reduced Medicare overpayment demand from \$266,000 to \$27,000.
- Assisted in overturning Medicare overpayment demand of \$1.7 million.
- Assisted not-for-profit organization in obtaining and planning for implementation of integrative health care center funded at \$30 million level.
- Obtained dismissal of million-dollar contract dispute against health care center.
- Successful criminal appellate practice; obtained reversal of conviction—*Jones v. United States*, 779 A.2d 357 (D.C. 2001) due to coercive statements from the bench; remand in *Haley v. United States*, 799 A.2d 1201 (D.C. 2002); and release from prison in *Lawrence v. United States*, No. F-7791-89 (D.C. 2002).

**Other Published Opinions:**

- *Faulkenstein v. Board of Medicine*, 727 A.2d 302 (D.C. 1999).
- *Hall v. Henderson*, 627 A.2d 1047 (D.C. 1996).
- *Singer v. D.C. Board of Medicine*, 631 A.2d 1232 (D.C. 1993).
- *Weaver v. Grafio*, 595 A.2d 983 (D.C. 1991).

**Diverse and Skilled Legal Services:**

- *Health law practice*—Legal audits and protection of health care practice, including practitioner discipline, licensure, credentialing, malpractice; insurance and Medicare claims, fraud and abuse, Stark and anti-kickback requirements; telemedicine; drug, medical device, dietary supplement, food labeling, laboratory regulation, IRBs and legal aspects of clinical research; HIPAA regulations; practice structure, including concierge practice; practice sales; vaccine injury claims; Child Protective Service matters involving the use of CAM therapies: extensive knowledge of medical practice, policy issues of complementary and alternative medicine, functional medicine, clinical delivery, managed care, mental health matters.
- *Diverse practice*—Transactional, litigation and appellate practice covering tort and contract matters; trademark, business development, employment discrimination, real estate, insurance, criminal matters, attorney sanctions.
- Extensive *litigation* and *appellate* experience as principal/sole counsel before the U.S. Supreme Court, federal and state trial and appellate courts, including full evidentiary hearings before medical boards, other administrative bodies.
- *Solo Practitioner with Firm Experience* – Co-managed cases with Anderson, Kill, Olich & Ochinsky; Sidley & Austin; four years with Swankin & Turner.

**LEADERSHIP CONTRIBUTIONS TO DEVELOPMENT IN THE FIELD**

**Notable Achievement:** Acknowledged by White House Commission on Complementary & Alternative Medicine Policy for contributions to Final Report.

- Legal advisor to the Integrative Medicine Consortium, composed of the American Academy of Environmental Medicine (AAEM), American Association of Naturopathic Physicians (AANP), American College for Advancement in Medicine (ACAM), International College of Integrative Medicine (ICIM), International Hyperbaric Medical Association (IHMA), International Organization of Integrative Cancer Physicians (IOIP).
- General Counsel, The Academy of Integrative Health and Medicine (merger of the American Board of Integrative Holistic Medicine and American Holistic Medical Association).
- Co-founder, Maryland Society of Integrative Medicine, [www.mism-info.org](http://www.mism-info.org).
- Extensive *pro bono* contributions to the CAM community, such as legislative efforts on conversion of Office of Alternative Medicine at NIH to the National Center for Complementary and Alternative Medicine.
- Co-Chairman, Design Principles for Healthcare Renewal Working Group, a project of the Collaboration for Healthcare Renewal Foundation.
- Executive Committee Member, Integrated Healthcare Policy Consortium, which created the National Policy Dialogue between 60 universities, conventional and CAM professional organizations.
- Taught integrative methods to Washington, D.C. CAM practitioner network.

**INSURANCE PANELS**

**Panel attorney** for professional disciplinary defense for:

- Fairway Physicians Insurance Company, all covered states, Agoura Hills, CA.
- NAS Insurance Services, Inc., national panel, Encino, CA.

**LOBBYING SKILLS**

**Notable Achievement:** Successfully achieved changes in legislative history of the *Health Insurance Portability and Accountability Act of 1996* (HIPAA) to protect the practice of complementary/alternative medicine and physician autonomy.

- Drafted and successfully lobbied in the District of Columbia for the *Qualified Massage Therapists Act of 1994*; assisted in regulatory development of Act.
- Assisted the Acupuncture Society of the District of Columbia with proposed revisions to the regulations governing acupuncture.
- Testified before United States House Committee on Oversight and Government Reform regarding dietary supplement policy.
- Testified before United States Food and Drug Administration regarding dietary supplement regulation.
- Testified before National Committee on Vital and Health Statistics, Department of Health and Human Services, on coding issues affecting CAM practice.
- Assisted New Jersey Association of Medical Acupuncture as registered lobbyist to counter unfavorable legislative changes.

**SUBSTANTIVE EXPERTISE**

**Notable Experience:** Former Director and General Counsel, National Commission for the Certification of Acupuncturists and Oriental Medicine.

- Strong substantive knowledge of *medicine* and *alternative health care* legal, clinical and practice management matters.
- Experienced provider of individual and family therapy; expertise in *psychiatric* and *psychotherapeutic* matters.
- Doctorate level training in *research methods*, *experimental design* and *certification* issues.

**TEACHING EXPERIENCE**

**Adjunct Professor:** American University—Department of Justice, Law & Society; undergraduate courses in juvenile law, violence in America, and criminal behavior.

- Workshops offered to general public on “How to Choose and Work with an Alternative Practitioner,” courses on meditation and other topics.
- Training for CAM practitioners in Alternative Medicine Referral Service.
- Guest lecturer at Georgetown Masters Program in Physiology with CAM specialization.

## CLINICAL EXPERIENCE

- Developed integrative methodology based on over 100 hours of facilitation of volunteer bimonthly multidisciplinary clinical meeting reviewing cases with various medical specialists, acupuncturists, chiropractors, homeopaths, nurses, nutritionists, physicians from various specialties, psychologists, and others; provided consultations for selected patients as learning exercise; produced clinical grand round presentation and draft guidelines for integrative clinical practice.
- Led mental health treatment team staffed by psychiatrist, other therapists.
- Delivered family therapy services to over 500 families, individual and couples therapy to numerous clients; facilitated group psychotherapy, working groups.
- Worked closely on clinical issues with acupuncturists, chiropractors, homeopaths, nutritionists, holistic physicians and other practitioners.

## COUNSEL RELATIONSHIPS

*Informal Relationships, Former “Legal Quartet”* - Legal team comprised of Al Augustine, Esquire (Chicago), Rick Jaffe, Esquire (New York, Houston), Jacques Simon, Esquire (New York) and myself; a group of independent attorneys supporting integrative health practice, 2007-2012.

*Of counsel* to Law Office of Michael H. Cohen, formerly of Harvard University and Harvard Medical School.

## PUBLICATIONS

### Chapters in Anthologies:

- *Legal and Regulatory Barriers to Accessing Complementary and Alternative Cancer Treatments*, in *Complementary and Alternative Therapies in Cancer*, Micozzi, M. (ed.), Springer Publishing (2007).
- *The Legal Issues: Liability and Regulatory Concerns Interacting with Chiropractors*, *Integrative Chiropractic: An Invitation to Collaborate*, Michael Minke, D.C. (ed.) Elsevier Publishing (publication date TBD).
- *Legal and Ethical Issues in Integrative Practice*, in *Integrative Medicine*, Ben Kligler, M.D., M.P.H. and Roberta Lee, M.D., McGraw-Hill (eds. From Albert Einstein College of Medicine and Beth Israel Medical Center) (2004).
- *Complementary and Alternative Medicine*, *Best Practices in Medical Management*, Kongstvedt and Plocher (eds.), Aspen Press (Fall, 1998).
- *Chiropractic and the Law*, *Current Controversies in Chiropractic*, Redwood (ed.) Churchill-Livingstone (1997)(2<sup>nd</sup> ed. 2004).

**Published Articles (note that ACM titles refer to Alternative/Complementary Medicine):**

- *FDA Restrictions on Drug Compounding: Needed Medications are Going to Disappear. A Call for Intervention.* Integrative Medicine: A Clinician's Journal, June/July 2018; <http://www.imjournal.com>
- With Weeks, J. *The Move to Gain ABPS-Recognition of Board Certification in Integrative Medicine*, The Integrator, [theintegratorblog.com](http://theintegratorblog.com), July 1, 2012.
- *Further Developments in the Battleground Over Lyme Disease Standards: The Connecticut Attorney General Investigates the Infectious Disease Society of America.* Alternative/Complementary Therapies, 2007; 1(2).
- *Research Under Institutional Review Board Approval: A Clinical Means to Legal End.* Alternative/Complementary Therapies, 2006; 12(6).
- *The Umbrella Stand: A Professional Defense Project of the American Association for Health Freedom.* Alternative/Complementary Therapies, 2006; 12(5).
- *Ethical Considerations: Lessons from One Professional's Journey.* Alternative/Complementary Therapies, 2006; 12(4): 190-198.
- *The Ins and Outs, Pros and Cons of Non-licensed Practice: Report and Commentary on the Health Freedom Movement*, Alternative/ Complementary Therapies, 2006; 12(3): 136-142.
- *Diagnosing Lyme Disease: A Case Study in Complications Arising in Standards of Care*, Alternative/Complementary Therapies, 2006; 11(5).
- *The Institute of Medicine's Report on ACM: A Review & Commentary*, Alternative/Complementary Therapies, 2005; 11(4).
- *The Institute of Medicine's CAM Report: A Step in The Right Direction*, Seminars in Integrative Medicine, Elsevier Publishing, 2005.
- *Dealing With Difficult Patients: Therapeutic and Legal Suggestions*, Alternative/Complementary Therapies, 2005; 11(3): 155-160.
- *Current Practice Terminology (CPT) Coding and the Practice of Integrative Medicine*, Seminars in Integrative Medicine, Elsevier Publishing, (2005).
- *The Institute of Medicine's Report on ACM: A Review & Commentary*, Alternative/Complementary Therapies, 2005; 11(2): 94-99.
- *Asset Protection as Defense Against a Malpractice Judgment? A Very Brief Primer*, American College for the Advancement of Medicine - Newsletter, Jan (2005).
- *Over the Transom: A Poi Pori of Legal Issues*, Alternative/ Complementary Therapies, 2005; 11(1):41-45.
- *Decoding the Codex Threat: Are Limits on Access to Dietary Supplements Looming?* Alternative/Complementary Therapies, 2004; 10(6): 343-349.
- With Cohen, M. *Advising from a Distance: The Legality of Web-Based Clinical Consultations, Parts I & II.* Alternative/Complementary Therapies, 2004; 10(4/5): 231, 234; 289, 293.
- *Legal Issues Presented by Integrative Practice*, Seminars in Integrative Medicine, Elsevier Publishing, 2(1) March, 2004.

- *Recognizing and Working With Legal Issues: A Legal Audit for Integrative Practices and CAM Practitioners, Parts I & II* Alternative/ Complementary Therapies, 2004; 10(2/3):109-115, 175-179.
- *Interview with Michael Cohen, JD, MBA, MFA.* Alternative/ Complementary Therapies 2003; 10(1):46-51.
- *Squandering the Promise of Collaboration: Invoking the Tower of Babel By Using and Touting Unproven Therapies,* Alternative/ Complementary Therapies 2003; 9(6):283-288.
- *Where the Danger Lies: The Imposition of Informed Consent as a Bias in Physician Regulation,* Alternative/Complementary Therapies 2003; 9(5):268-273.
- *Left to Our Own Devices? Understanding the Ill-Fitting Nature of BioEnergy Product Regulation,* Alternative/Complementary Therapies 2003; 9(3):202-207.
- *National Developments in ACM Policy: A Report on a Maturing Field,* Alternative/Complementary Therapies 2003; 9(2):93-97.
- *ACM: An International Perspective,* Alternative/Complementary Therapies 2003; 9(1):45-48.
- *Minimizing Malpractice Risk (A Review),* Integrative Medicine Consult 2002; 4(8):88-89.
- *Coding System for Alternative and Complementary Therapies: It's Not as Easy as ABC,* Alternative/Complementary Therapies 2002; 8(4):246-252.
- *New Codes for CAM: HHS Review Could Make Them A Reality,* Alternative Therapies in Health and Medicine 2002; 8(4):32-36.
- *The Federation of State Medical Boards' New Guidelines for ACM Practice: Improvements and Concerns,* Alternative/Complementary Therapies 2002; 8(5):303-309.
- *New FSMB CAM Guidelines: Significant Steps in the Right Direction,* The Integrative Medicine Consult 4(9):97, 102-103.
- *Protecting ACM Physicians from Undeserved Discipline: Legislative Efforts in Maryland,* Alternative/Complementary Therapies 2002; 8(2):120-126.
- *A Collision Between Principles and Law: A Case Study in Why Integration is So [Damn] Difficult,* Alternative/Complementary Therapies 2002; 8(1):8-9.
- *Is It Merck or is it Pharmanex? The Regulatory Tale of Lovastatin and Cholestin,* Alternative/Complementary Therapies 2001; 7(5):310-314.
- *Legal Aspects of Integrative Medicine: A Brief Look at LifeWorks Wellness Center,* Alternative/Complementary Therapies 2001; 7(4):244-245.
- *Creating the New Medicine: Harmonizing Diverse Viewpoints,* Alternative/Complementary Therapies 2001; 7(3):174-179.
- *Balancing Experience Versus Paradigm: Moving Toward the New Medicine,* Alternative/Complementary Therapies 2001; 7(2):112-116.
- *An Open Letter to the White House Commission of Complementary and Alternative Medicine Policy, Part 1: Suggestions for Federal Policy & Part 2: Suggestions for State Policy,* Alternative/ Complementary Therapies 2000; 6(5):249-257 & 6(6):355-357.
- *State Medical Board Prohibitions on Physician Sale of Supplements,* Physician Consult, Fall, 2000.

- *Medical Board Prohibitions Against Physician Supplement Sales*, *Alternative/ Complementary Therapies* 2000; 6(4):226-236.
- *CPT Coding for ACM Services: A Short Course*, *Alternative/ Complementary Therapies* 2000; 6(3):152-161.
- *Defining “Disease:” The Latest Struggle for Turf in Dietary Supplement Regulation*, *Alternative/Complementary Therapies* 2000; 6(2):95-104.
- *Regulating Professional Relationships: Kickback and Self-Referral Restrictions on Collaborative Practice*, *Alternative/Complementary Therapies* 2000; 6(1):41-46.
- *Understanding the Kassebaum-Kennedy Health Care Act: Addressing Legitimate Concerns and Irrational Fears*, *Alternative/ Complementary Therapies* 1997; 3(4):309-313.
- *Legislation versus Self-Regulation in the Somatic Practices Field: Comments from the Editor*, *Alternative/Complementary Therapies* 1997; 3(3):220-222.
- *Expanding the Office of Alternative Medicine into the Center for Integrative Medicine and Creating Access to Medical Treatment; Two Agendas for the 105th Congress*, *Alternative/ Complementary Therapies*, 1997; 3(1):59-63.
- *Protecting Your Practice: Myth v. Fact*, *Alternative/ Complementary Therapies* 1996; 2(3):186-191.
- *Malpractice Liability of Alternative/Complementary Health Care Providers: A View From the Trenches*, *Alternative/Complementary Therapies*, 1995; 1(4):248-253 & 1(5):333-334.
- *Including Alternative Providers in Managed Care—Managing the Malpractice Risk (Part I & II)*, *Medical Interface* (May & June, 1995).
- *Private Right of Action*, *Administrative Law*, Stein, *et al.* (1987) (Unattributed Note).

**Former Editorial:** Senior Professional Editor, legal/business section *Integrative Medicine* (<http://www.onemedicine.com>).

- Editorial Board, *The Integrator: for the Business of Alternative Medicine*, IMC Publishing.
- Editorial Board, *Journal of Alternative & Complementary Therapy*, Liebert Publishing.

### CONFERENCE CHAIRMANSHIPS AND PRESENTATIONS

National conferences on alternative medicine, health law topics, the majority for Category 1 CME credits, including—

- “Regulating (and Surviving) Professional Differences of Opinion: FDA Compounding and Functional Medicine, American Academy of Environment Medicine, Louisville, KY (October, 2019).
- “Top Ten Legal Mistakes Made by Integrative Medicine Physicians,” *Heal Thy Practice: Transforming Primary Care*, Long Beach, CA (November, 2012).
- “Legal Issues in Delivering IV Therapies” and “Legally Safe Practice of Integrative Medicine,” Joint Conference of the American College for Advancement in Medicine and American Association of Environmental Medicine, Portland, OR (November, 2011)



- “Medicolegal Issues in Integrative Medicine,” Heal Thy Practice: Transforming Primary Care, Long Beach, CA (November, 2011).
- “Legally Safe Practice of Integrative Oncology,” Integrative Oncology Program of the American Association for Anti-Aging Medicine, Dallas, TX (September, 2011).
- “Medicolegal Issues in Integrative Medicine” and “Board Investigations and Negotiations,” iMosaic Conference, Integrative Medicine Consortium, Minneapolis, MN (April, 2011).
- “Preventive Measures in Practicing Integrative Medicine,” “Meet the Lawyer, a Q&A Period,” Holistic Primary Care, Charlotte, NC (June 2010).
- “Legally Safe Integrative Medicine Practice,” Clinical II track, Autism Research Institute, Baltimore, MD (April, 2010).
- “Legal Safety and Reimbursement Issues in Integrative Medicine Practice,” North Carolina Integrative Medicine Society, Statesville, NC (March, 2010).
- “Legally Safe Integrative Medicine Practice,” Clinical II track, Autism Research Institute, Tampa Florida (via webcam), (February, 2010).
- “Legal Issues in Integrative Practice,” Autism Research Institute, Clinical I and Clinical II track, Dallas, TX (October, 2009).
- “The Legal Landscape: Issues, Alerts and Solutions for Integrative Medicine Practitioners,” Heal Thy Practice, Holistic Primary Care Publication, Phoenix, AZ (June, 2009).
- Various presentations, American College for Advancement in Medicine, Las Vegas, NV (November, 2008).
- “IV Therapies in Naturopathic Practice: Basic Training and Clinical Applications from the Experts (and a lawyer!)” Bastyr University, Seattle, Washington (February, 2008).
- “Legal Issues Affecting Collaboration: Physician/Patient Originated Studies in CAM Cancer Methods,” Cancer Researchers and CAM Practitioners: Fostering Collaborations; Advancing the Science, Office of Cancer and Complementary and Alternative Medicine, National Institutes of Health, Bethesda, Maryland (October, 2007).
- “Announcing the ‘Quartet:’ Team Legal Approach to Integrative Medicine, American College for Advancement of Medicine, Phoenix, AZ (April, 2008).
- “The Legal Quartet: Review of Legal Needs for Integrative Physicians,” American College for Advancement in Medicine, Orlando, Florida (October, 2007).
- “Report from the Trenches: Legal Case Studies in Defending Integrative Practitioners,” East International Complementary and Natural Healthcare Conference and Expo (CAMEXPO), InnoVision Communications, Continuum Center for Health and Healing, Beth Israel Medical Center (February, 2007).
- “Defending and Making the Case for Integrative Physicians,” American College for Advancement in Medicine. Palm Springs, CA (November, 2006).
- “Institutional Review Boards and Insulin Potentiation Therapy,” Elka Best Foundation Fourth Annual Conference, Atlanta, GA (October, 2006).
- “Avoiding and Defending Medical Board Actions,” at *Building Bridges to Advance Healthcare*, American College for Advancement in Medicine Dallas, TX (May, 2006).

- “Credentialing and Legal Issues in Complementary and Alternative Medicine” and “Legal Issues for Physicians Delivering Integrative Medicine” at *Bringing the Entire Complementary and Natural Healthcare Community Together*, International Complementary and Natural Healthcare Conference and Expo (CAMEXPO), InnoVision Communications (March, 2006).
- “Credentialing and Legal Issues in Complementary and Alternative Medicine” as a pre-conference and seminar, *Integrative Medicine for Healthcare Organizations Conference*, American Hospital Association/Health Forum, in San Diego, CA (January, 2006).
- “Legal Issues in the Delivery of Complementary and Alternative Medical Care,” at *A Blast to the Future: Emerging Concepts in Immunology* sponsored by American College for Advancement in Medicine San Diego, CA (November, 2004).
- “Credentialing & Legal Issues,” Pre-Conference at *Second Annual Integrative Medicine for Healthcare Organizations* co-sponsored by American Hospital Association/Health Forum and InnoVision Communications, LLC San Diego, (January, 2004).
- “Separating Promising Therapies from Wishful Thinking: Choosing and Working with CAM Practitioners: A Professional and Patient-Centered Perspective,” *Mini-Med School*, Georgetown Medical Center, March 2003.
- “Credentialing & Privileging Complementary and Alternative (CAM) Practitioners in Health Organizations,” presented with Andrew Sparber, R.N., M.S., C.S. *Integrative Medicine for Healthcare Organizations: Business Strategies, Practical Tools, and Best Practices*, co-sponsored by American Hospital Association/Health Forum and InnoVision Communications, LLC San Francisco, January, 2003.
- “National Policies and Regulations on Integration,” *Integration of CAM and Modern Medicine*, the Islamic Organization for Medical Sciences in collaboration with World Health Organization Eastern Mediterranean Regional Office and the Islamic Educational, Scientific and Cultural Organization, Cairo, Egypt, October, 2002.
- Conference Co-chair, *Fourth Annual Congress on Complementary & Alternative Medicine*; Plenary Panel Moderator, “The Complex Patient: Grand Round Case Presentation;” Moderator, “Townhall on Clinical Integration,” also “Provider Networks and Community Integration,” “Criminal and Civil Fraud Under Medicare Part B” Arlington, VA, Oct. 1998.
- “Legal and Regulatory Concerns of Providing Alternative Care,” *Integrating Alternative & Complementary Medicine with Conventional Medicine*, AIG Conferences, Las Vegas, Sept., 1998.
- “Legal Issues in Health Care Freedom,” *Comprehensive Cancer Care: Integrating Complementary and Alternative Therapies*, Center for Mind-Body Medicine, James Gordon. M.D., Chair, Washington, D.C., June, 1998.
- “Legal and Regulatory Concerns of Providing Alternative Care” and “Clinical Aspects of Alternative Medicine—Designing a Continuum of Care with Allopathic and Alternative Health Care Practitioners,” *Integrating Botanicals into Allopathic and Alternative Care*, Institute for International Research, San Francisco, Oct. 1997.

- Conference Co-chair, *Third Annual Congress on Complementary & Alternative Medicine*; Plenary Chair, “The Politics of Alternative Medicine;” Panel Chair, “The Holy Grail: Integrating Alternative and Allopathic Medicine,” Arlington, VA, Sept. 1997.
- “Integrating Disparate Practitioners of Care in a Team Practice: Legal and Clinical Considerations,” *Integrating Alternative Medicine & Managed Care*, National Managed Health Care Coalition, Philadelphia, Jan. 1997.
- “Legal and Regulatory Concerns of Providing Alternative Care” and “Clinical Aspects of Alternative Medicine—Designing a Continuum of Care with Allopathic and CAM Practitioners,” *Developing, Operating and Integrating Complementary Medicine*, AIC Conferences, Atlanta, Nov. 1996.
- “Malpractice and Reimbursement Issues for the Practitioner,” *Second Annual Congress of Complementary & Alternative Medicine* Liebert Publishers, Washington, June 1996.
- “Malpractice Liability Imposed Upon Managed Care Organizations: Current Trends and Future Market-Driven Challenges,” *Managing Risk: Conference for Managed Care Risk Managers*, AIC Conferences, Chicago, May 1996.

#### **PROFESSIONAL LICENSES/MEMBERSHIPS**

##### *Practice of Law*

Maryland, 1988; District of Columbia, 1990; United States District Court for the District of Columbia, 1991; United States Court of Federal Claims, 1991; United States Federal Circuit, 1992; United States Court of Appeals for the District of Columbia, 1992; United States Supreme Court, 1995.

##### *Practice of Social Work*

Licensed Graduate Social Worker, Maryland, 1989-1992; 1998 to 2000.  
Practice in licensed settings, 1979-83, Michigan, 1984-85, Maryland.

#### **PRACTICE/EMPLOYMENT HISTORY**

##### **Solo Private Practice**

Washington, D.C., Rockville, Gaithersburg MD. August 1992 to present. Represent numerous integrative practices, physicians, acupuncturists, chiropractors, massage therapists, nutritionists and other complementary providers before licensing boards, FDA, CMS, HHS, insurance companies, and advise about practice issues; dietary supplement manufacturers, drug and device manufacturers on regulatory and research issues, national organizations on public policy issues.

##### **LifeTree Consulting/ LifeTree Medical Center, Inc.**

Founder and Executive Director. Washington, D.C. August 1993 to 2003.  
Start-up health care service which evolved into consulting practice.

**Adjunct Professor**, American University, Dept. Justice, Law, Society.

Washington, D.C. January 1994 to December 1996. Part-time.

**Swankin & Turner**, Senior Associate Attorney.

Washington, D.C. October 1988 to August 1992.

**Director/General Counsel**, National Commission for the Certification of Acupuncturists and Oriental Medicine (during tenure at Swankin & Turner). Washington, D.C. October 1988 to December 1989.

**Stein, Mitchell & Mezines; Environmental Protection Agency**, Law Clerk. Washington, D.C. January 1987 to July 1988; May 1987 to August 1987.

**Clinical/Planning Positions**, Michigan, Maryland, District of Columbia.

*Therapist*—Private Clinical Practice; Karma Academy for Boys, Maryland; 1984-1985; Runaway Emergency Action Center and Hotline (REACH), Michigan; Probation Officer, Michigan; 1979-1983, 1984-1985.

*Planning Technician*—United Way, Michigan; Department of Community Development, Michigan; 1977-1979.

## EDUCATION

**Catholic University School of Law**, Juris Doctorate, 1988, top 19 percent. Senior Staff Member, Journal of Contemporary Health Law and Policy; Professorial honors for trial practice; Bamberger Competition semi-finalist; Research Assist. Harold McDougall.

**Catholic University School of Social Service**, Master of Social Work, 1987. Chair, Alumnae/i Curriculum Committee; Post-grad coursework in experimental design.

**University of Michigan**, Bachelor of Arts, Clinical/Community Psychology, 1977; Debate competition honors.

### Continuing Education

*Law*—“Clinical Research—Legal Developments, D.C. Bar; “Dealing with Incapacity: Advanced Directives and Living Wills, D.C. Bar; “The Unexamined Anatomy of the Kassebaum-Kennedy Act,” ABA; “Making A Deal with Doctors,” ABA; “Consumer Law,” D.C. Bar; “Food and Drug Law, Health Claims on Foods,” FDLI; “Employment Law,” “Counseling Alternative Providers,” ABA; “Vaccine Injury Law,” U.S. Claims Court; “Medicare Reimbursement Issues,” Medical Management Institute; “Appellate Advocacy,” Public Defender’s Office; “Intellectual Property,” D.C. Bar, “Food and Drug Law,” D.C. Bar, “Institutional Review Boards,” D.C. Bar; “HIPAA Implementation”, D.C. Bar; “Administrative Simplification Act Issues,” D.C. Bar, “Introduction to Health Law,” (six part series, D.C. Bar), numerous other CLE and other seminars.

*Health Care*—Extensive training and self-education in individual/family therapy, alternative care, medical ethics. Dozens of conferences in addition to those listed under presentations, including “Building Bridges: The Link Between Allopathic and Alternative Medicine in Clinical Practice and Research,” Johns Hopkins University and the Traditional Acupuncture Institute; “Credentialing CAM Practitioners,” Greeley Consulting; “Alternative Medicine Track” at National Managed Health Care Congress; coursework with the American College for the Advancement of Medicine; attend National Academy of Sciences’ Institute of Medicine “Summit on Integrative Medicine and the Health of the Public,” Feb. 25-27, 2009.

### **SAMPLE REFERENCES**

“Thank you for your persistence and remarkable success [in accomplishing what] at least two other law firms had tried and failed. . . . Please feel free to use me as a reference for anyone wanting to know about your services.”

*C. Norman Shealy, M.D., Ph.D., Founding President  
American Holistic Medical Association*

“With today’s litigious environment, and the FDA taking an antagonistic view of any treatment outside of the PDR, one cannot be too careful in the practice of medicine. To be safe in this arena, one needs great legal expertise and advice. I suggest to you Alan Dumoff. He came to us, in his own words, “as a member of the team.” He has worn that hat wonderfully well for the past eight years. We do not put out even a promo piece without his input. This saves us from the rough waters and high waves of those who would suppress true health care. You can count on him. We do always!”

*David Minkoff, M.D., Medical Director, LifeWorks Wellness Center*

“The consideration of the issues under discussion by the Commission provided by . . . Alan Dumoff, J.D., M.S.W. in private practice in Rockville, MD . . . are recognized and appreciated.”

*White House Commission on Complementary and Alternative Medicine Policy – Final Report,  
March 2002*

“In recent years, Alan Dumoff has quietly emerged as one of the nation’s leading attorneys specializing in complementary and alternative medicine (CAM).”

*Daniel Redwood, D.C. Pathways Interview:  
The Alternative Health Attorney, Pathways Magazine, Spring, 2003*

**SAMPLE ASSOCIATION CLIENTS**

Academy for Integrative Health and Medicine

Acupuncture Society of the District of Columbia

American Board of Integrative Holistic Medicine

American College for Advancement in Medicine

American Massage Therapy Association–D.C. Chapter, Washington, DC

Alliance for Natural Health - USA, Washington, DC  
(Formerly the American Association for Health Freedom)

Best Answer for Cancer Foundation, Austin, TX

Integrative Medical Consortium