

ROBERT G. TRUSIAK, Esq.

PROFESSIONAL EXPERIENCE

Current

Robert G. Trusiak, Esquire

- Provide legal advice to physician and hospital clients on regulatory, statutory and enforcement issues.

Principal, HEALTH CARE COMPLIANCE SUPPORT

March 2015-present

HCComplianceSupport.com

- Provide complete consulting services in support of a holistic compliance architecture for physician providers, institutional providers and manufacturers of medical marijuana.

Speaker

- National, regional and local speaker to Bar groups, provider groups and senior management on topical health care fraud and abuse issues.

Historical

CHIEF COMPLIANCE OFFICER

SENIOR ASSOCIATE GENERAL COUNSEL

HIPAA PRIVACY OFFICER

Kaleida Health, July 2012 - January 2015

- My duties as Chief Compliance Officer, Senior Associate General Counsel and Privacy Officer included advancing compliance for the four Kaleida Health hospitals, Skilled Nursing Facilities and Home Health Care. I also managed the internal Compliance team, litigation teams of outside counsel, litigated administrative and contractual actions, ensured regulatory and statutory compliance, including Medicare Secondary Payor and HIPAA, and resolved matters involving accrediting and enforcement entities as well as individual matters.

ASSISTANT UNITED STATES ATTORNEY

Western District of New York, 1996 – 2012

- Responsible for civil and criminal prosecution on behalf of the United States of America in the following areas of litigation: Affirmative Civil Enforcement involving health care fraud, criminal prosecution of health care fraud, Department of Defense fraud, HUD fraud, grant fraud, VA fraud, ERISA violations, Tax fraud, Securities fraud, Customs violations, USDA violations and all forms of procurement fraud.
- Responsible for defending the United States of America in Rehabilitation Act litigation, Federal Tort Claims Act litigation, Medicare Secondary Payor and other defensive matters.

ASSISTANT UNITED STATES ATTORNEY

Northern District of Ohio, 1992-1996

- Responsible for prosecuting on behalf of the United States of America in Affirmative Civil Enforcement including postal fraud, health care fraud and all forms of procurement fraud.
- Responsible for defending the United States of America in Federal Tort Claims Act litigation, including medical malpractice. Defensive civil responsibilities also included foreclosure litigation, food stamp fraud, Social Security litigation, bankruptcy, and admiralty matters.

SIGNIFICANT ACCOMPLISHMENTS AT THE FEDERAL LEVEL

- 2011 HHS OIG Commendation for Superior Performance
- 2009 HHS OIG Award for Excellence

- 2009 DOJ Director's Award for Superior Performance
- 2001 DOJ Director's Award for Superior Performance
- 2000 FBI Director's Award
- National and regional speaker to health care and financial audiences

**ASSISTANT PROSECUTING ATTORNEY
Cuyahoga County, Ohio, 1988-1992**

- Prosecuted major drug targets as a member of the Major Drug Unit.
- Responsibilities also included prosecution of felony crimes, including homicide, rape, kidnapping, RICO and white collar crime.
- Handled all phases of criminal prosecution, including preliminary hearings, grand jury, pretrial motions, directing investigations, jury selection and trial. Sole responsibility for trial litigation, appellate and Supreme Court appeals, and extraordinary writs.
- Full responsibility for felony cases in which excellent results were achieved as evidenced by a 99% conviction rate for cases that proceeded to trial.

**JUDICIAL APPELLATE CLERK
Court of Appeals - Eighth Appellate District, Hon. Blanche Krupansky, Cleveland, Ohio, 1986-1988**

PRACTICE AREAS

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| <ul style="list-style-type: none"> • Health care compliance • Health care reform • Health care litigation • Health care transactions • Government relations, Self Disclosures and CIA Management • Government investigations and white collar defense • ACOs and physician hospital alignment strategies • Cyber/Data security and breach response • ERISA • False Claims Act Whistleblower Actions and Corporate Defense • Health care • HIPAA/HITECH • Medicare, Medicaid and other government payors • Not-for-Profit Law • Pharmaceutical, FDA and medical device litigation • Securities Fraud and Investigations | <ul style="list-style-type: none"> • Compliance Consulting • Stark and Anti-Kickback Compliance • State and Regulatory Compliance • Physician Contracting • Commercial/Joint Venture Transactions • Meaningful Use • Telemedicine • 340B • ICD 10 • Audit Plan Development and Review • Evaluation and Management Code Review • Cost Savings • Abandoned Property • RAC and MAC Defense of Claims • Administrative Appeals • DOH, DNV and JCAHO Accreditation Review |
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EDUCATION

CLEVELAND-MARSHALL COLLEGE OF LAW, Cleveland, Ohio

- Juris Doctor, 1986. Admitted to practice in Ohio and New York

THE UNIVERSITY OF AKRON, Akron, Ohio

- BS in Labor Economics, 1982
- *Cum Laude*
- Omicron Delta Epsilon, Honorary Fraternity for Scholastic Achievement in Economics
- Phi Sigma Alpha, Honorary Fraternity for Scholastic Achievement in Arts and Sciences

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