



ROBERT G. TRUSIAK, ESQ.

300 INTERNATIONAL DR., SUITE 100, WILLIAMSVILLE, NY 14221

OBJECTIVE

To provide legal advice to healthcare clients on regulatory, statutory and enforcement issues

SKILLS

Expertise in representing physicians, physician practices, hospitals, DME providers and other healthcare providers in a number of matters, including building value-based payment models, prosecuting or defending False Claims Act actions, HIPAA breaches, and representing providers in state and federal enforcement actions.

PRACTICE AREAS

- Health care compliance
- Stark and Anti-Kickback Compliance
- Health care litigation
- State and Regulatory Compliance
- Physician Contracting
- Government relations, Self-disclosures and CIA management
- Commercial/Joint Venture Transactions

EXPERIENCE

ATTORNEY AT LAW

Trusiak Law, PLLC, January 2015 - present

Chief Compliance Officer and General Counsel services provided to several healthcare provider organizations. Services included implementing policy management processes; drafting/revising corporate policies to comply with HIPAA/HITECH, SHIELD Act, HERO Act; refining incident investigation and reporting processes; facilitating production and/or updating HIPAA security risk assessments and security management processes; presenting workforce training on fraud, waste and abuse, HIPAA/HITECH, sexual harassment, Stark, Antikickback and False Claims Act; coordinating investigations and OCR breach reporting of cybersecurity incidents; implementing survey processes to identify potential OSHA issues; representing clients in OMIG, contract and civil matters; responding to OCR/NYS Division of Human Rights discrimination complaints; developing grant compliance policies and implementing grant compliance practices; direct formation of LLC in accordance with NYS NFP regulations; counselling clients and completing necessary reporting for Corporate Integrity Agreements; conducting third-party IRO (independent review organization) reviews.

CHIEF COMPLIANCE OFFICER

SENIOR ASSOCIATE GENERAL COUNSEL

HIPAA PRIVACY OFFICER

Kaleida Health, July 2012 - January 2015

Duties included advancing compliance for the four Kaleida Health hospitals, Skilled Nursing Facilities and Home Health Care, managing the internal Compliance team, litigation teams of outside counsel. Also 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

- Government investigations and white-collar defense
- ACOs and physician hospital alignment strategies
- Telemedicine
- Cyber/Data security and breach response
- ERISA
- False Claims Act Whistleblower Actions and Corporate Defense
- Audit Plan Development and Review
- HIPAA/HITECH
- Abandoned Property
- Not-for-Profit Law
- Pharmaceutical, FDA and medical device litigation
- Administrative Appeals
- Securities Fraud and Investigations
- IRO

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. Also 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. Also 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.

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

VOLUNTEER EXPERIENCE

Local parish religion teacher for the last 12 years.



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