



## Eric T. Gortner

Partner

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Chicago

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### Practices

FOCUS: Litigation

Insurance and Health  
Care Fraud Litigation

Health Care Litigation

Pharmaceutical and  
Life Sciences  
Litigation

### Education

JD, Harvard Law  
School, *magna cum  
laude*

PhD, University of  
Washington, with  
distinction

BA, University of  
California, Berkeley,  
*summa cum laude*

### Bar Admissions

Illinois

### Court Admissions

US Court of Appeals,  
Seventh Circuit

US District Court,  
Eastern District of  
Michigan

US District Court,  
Eastern District of  
New York

Eric T. Gortner has wide-ranging experience in health care fraud and complex commercial litigation in both federal and state courts nationwide. He represents large insurance carriers in health care fraud and Racketeer Influenced and Corrupt Organizations Act (RICO) affirmative litigation involving fraudulent insurance claims in numerous jurisdictions across the country. He also counsels insurers on how to investigate and identify fraudulent claims, as well as recovery strategies, including affirmative litigation.

Eric also has extensive experience representing clients in False Claims Act (*qui tam*) litigation involving health care fraud allegations relating to pharmaceutical pricing, off-label marketing and alleged false claims paid by Medicare, Medicaid, Veterans Administration and other federal health care programs. He has also represented health care companies relating to federal and state government investigations.

In addition to his experience in the health care and insurance fraud field, Eric also has experience in class actions and complex commercial litigation, including false advertising, unfair business practices, consumer deception and securities fraud.

Earlier in his career, Eric served as a law clerk to the Honorable Judge Harry D. Leinenweber of the US District Court for the Northern District of Illinois and the Honorable Judge Ann C. Williams of the US Court of Appeals for the Seventh Circuit.

### Selected Experience

- Defense counsel for large utility company in securities fraud and putative class actions.
- National defense counsel for nationwide federal and state False Claims Act *qui tam* litigation related to pharmaceutical product classifications and alleged false claims paid by state and federal health care programs.
- Defense counsel in consumer class action alleging false advertising, unfair business practices and consumer deception.
- National defense counsel for several pharmaceutical companies in nationwide federal and state False Claims Act *qui tam* litigation cases relating to off-label marketing and alleged false claims paid by Medicare, Medicaid, Veterans Administration and other federal health care programs.
- Defense counsel for banking institutions in large-scale mortgage-backed securities



US District Court,  
Middle District of  
Florida

US District Court,  
Southern District of  
Florida

US District Court,  
Eastern District of  
Pennsylvania

US District Court,  
District of  
Massachusetts

US District Court,  
Northern District of  
Illinois

litigation brought by federal agencies.

- Defense counsel for health insurance organization related to various state lawsuits by member hospital and provider groups involving alleged insurance regulation violations, as well as breach of contract.