



## Kirstin B. Ives, Partner

Kirstin B. Ives is a founding partner of Falkenberg Ives and a member of the firm's commercial litigation, healthcare litigation, and professional liability practices. She is chair of the firm's healthcare litigation practice and was named a 2023 Illinois Super Lawyer.

Ms. Ives focuses on commercial, healthcare, and professional liability litigation and arbitration and represents clients across various industries. She has a proven track record of being able to achieve great results in a cost-effective manner that makes sense for each particular client's circumstances. In addition, she regularly consults with clients on risk-management best practices to help avoid future litigation.

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### Practice Areas

- Commercial Litigation
- Healthcare Litigation
- Professional Liability

Ms. Ives represents insurers, health plans, managed care organizations, payers, pharmacies, pharmacy benefit managers, health technology companies, and other healthcare-related entities in litigation and arbitration. Ms. Ives' healthcare litigation experience includes matters involving payer-provider disputes, accident and health reinsurance, member claims, ERISA, Medicare preemption,

Medicare fraud, provider disputes, provider fraud detection, breach of contract claims, internal investigations, bad faith litigation, and appeals.

Ms. Ives also regularly assists healthcare clients with responding to third-party subpoenas and government information requests from the Centers for Medicare & Medicaid Services (CMS), Office of Inspector General (Department of Health and Human Services), Department of Labor, Federal Bureau of Investigation, Department of Justice, state law enforcement, and state departments of insurance. In addition to issue-spotting and preparing responses to these information requests, Ms. Ives assists her clients in complying with the requirements of state and federal healthcare laws and regulations, as well as the Health Insurance Portability and Accountability Act of 1996 (HIPAA).

Ms. Ives began her career with the Washington, D.C. office of O'Melveny & Myers LLP. While in Washington, D.C., she represented pharmaceutical and welding rod manufacturers in high-profile, nationwide commercial multidistrict litigation and class action matters.

She is admitted to practice law in both Illinois and Wisconsin and regularly litigates commercial cases in the Illinois and Wisconsin state and federal courts.

### Education/Bar Admissions

Ms. Ives received a B.B.A. in accountancy, *magna cum laude*, in 2003 from the University of Notre Dame, Mendoza College of Business Administration, where she was a member of Beta Alpha Psi accounting honor society. She received her J.D. in 2006 from the University of Chicago Law School.

Ms. Ives was admitted to the Illinois bar in 2006 and the Wisconsin bar in 2014. She is also admitted to practice before the U.S. District Court for the Northern District of Illinois, the Central District of Illinois, Eastern District of Wisconsin, as well as the Seventh and Eleventh Circuit Courts of Appeal.

## Professional Activities

Ms. Ives is active in various professional organizations, including:

- American Health Lawyers Association
  - VP of Membership (2018-2022) – Healthcare Liability and Litigation Practice Group
  - Leadership Development Program (2016-2017) – Healthcare Liability and Litigation Practice Group
  - Dispute Resolution Service Council (2016-2018)
- Coalition for Women’s Initiatives in Law
  - Board Member
- Illinois Association of Healthcare Attorneys
- National Association of Women Lawyers
- Women Owned Law

## Recent Publications and Speaking Engagements

- ***Navigating Payer-Provider Litigation in the 2020 Landscape***, American Health Lawyers Association Webinar, October 2020
- ***Town Hall on New Developments in the Managed Care Industry***, ACI Managed Care Disputes and Litigation Conference, May 2019
- ***Hot Topics in Healthcare Fraud and Best Practices for Partnering with Law Enforcement To Combat Fraud, Waste, and Abuse***, Blue Cross and Blue Shield 2019 National Summit, May 2019
- ***Managed Care Fraud in Medicare and Medicaid 2018***, American Health Lawyers Association Annual Meeting, June 2018
- ***Collaborative Opioid Crisis Strategy Session: A Discussion of Best Practices to Help You Prepare for Upcoming Challenges***, ACI Managed Care Disputes and Litigation Conference, May 2018
- ***Hot Topics in Healthcare Fraud and Best Practices for Partnering With Law Enforcement to Combat Fraud, Waste, and Abuse***, Blue Cross and Blue Shield National Summit, May 2018
- ***Mandatory Initial Discovery Pilot Program Overview***, CVS Health legal department, July 2017.

# FALKENBERG IVES LLP

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- ***Managed Care Fraud in Medicare and Medicaid***, American Health Lawyers Association Annual Meeting, June 2017.
- ***Hot Trends In Payers, Plans, and Managed Care Litigation***, Illinois Association of Healthcare Attorneys Annual Symposium, November 2016.
- ***CMS Announces Second Phase of Value-Based Insurance Design Model (“VBID”) and Seeks New Medicare Advantage Plan Applicants for 2018***, American Health Lawyers Association, Payers, Plans and Managed Care Practice Group E-Alert, 2016.
- ***Intercompany Pricing in the Age of Integrated Healthcare***, American Health Lawyers Association Annual Meeting, June 2016.
- ***340B Drug Pricing Program: Overview and Recent Developments***, First Illinois HFMA Fall Summit, October 2015.
- ***CMS Issues Calendar Year 2016 Medicare Advantage and Part D Payment Policies and Final Call Letter***, American Health Lawyers Association, Payers, Plans and Managed Care Practice Group E-Alert, 2016.
- ***Health Care Entities Need To Be Forward-Looking When Producing Documents to the Government***, Illinois Association of Healthcare Attorneys newsletter, July 2014.