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TRAILBLAZERS

HEALTHCARE LAW

ENU MAINIGI WILLIAMS & CONNOLLY LLP



PIONEER SPIRIT Enu Mainigi didn't plan to work in health care. "One of my first matters, however, involved the Columbia/HCA fraud investigation. This was the mid-1990s, and health care fraud was a big focus of the Justice Department. After that case, another one came in, and soon I was an expert in health care. And I liked it."

TRAILS BLAZED Mainigi now leads the firm's health care practice. "We actively defend, advocate and help our clients push back against the government. We're not rash or brash, but in strategic areas, we are not afraid to test new ideas and theories or promote new types of motions just because they haven't been done before." For example, a client had a False Claims Act case under seal for years. "We filed a motion with the court to have it unsealed and force the government to make a decision. Finally, they declined to move forward." Mainigi was also involved in a case that went to the Supreme Court of New Jersey. "That state wanted to allow the government to keep investigating FCA cases after they made the decision whether to join. We won the ruling that the government can't just keep investigating once they make a decision."

FUTURE EXPLORATIONS Cities, counties and municipalities have been launching opioid litigation, the type of cases that typically are limited to class actions or state attorneys general. "If this becomes the norm in product liability matters, it will change this type of litigation across the board." The Escobar decision has also had a significant impact on cases that originate as FCA matters. "A lot of courts have been making decisions about whether certain payments from the government are material in ways they haven't before. This will have a positive impact on the defense side, as it ferrets out nonmeritorious cases."