



## Caroline Turner English

PARTNER

Caroline is a nationally recognized commercial litigator known for her superior client service, innovative strategies, and trial skills.



### Industries

Health Care

— Managed Care, Payer Disputes & Reimbursement

### Practices

Complex Litigation

— Class Actions

— ERISA Litigation

Labor, Employment & OSHA

### Education

The George Washington University Law School, JD, high honors, Order of the Coif, 1996

Denison University, BA, magna cum laude, 1992

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Recently named by the BTI Consulting Group as a “Client Service All-Star 2024” for delivering the absolute best in client service, Caroline has a robust and nationally recognized litigation practice. Caroline leads the firm’s **ERISA and Managed Care Litigation** practice team comprising approximately 20 attorneys, where she regularly handles managed care disputes on behalf of health care providers. Her forte lies in complex multi-party commercial disputes, and she has substantial experience with class actions.

As a veteran litigator with over 25 years of experience, Caroline often appears before state and federal courts across the country in both trial and appellate matters as well as in numerous arbitrations. Her oral advocacy skills have been widely complimented, with at least one judge dubbing her courtroom performance “magnificent.” She is recognized by *Chambers USA*, *Legal 500 US*, and *The Best Lawyers in America* in the field of ERISA litigation, and is part of a group rated by *US News* as one of the best ERISA litigation practices in the country.

Caroline serves as a member of ArentFox Schiff’s Executive Committee.

## Client Work

Caroline boasts an impressive resume of legal counseling and litigation. Most of her practice involves the representation of health care providers in managed care disputes with insurers, plans, networks, and reicers, where she handles disputes worth hundreds of millions of dollars in the aggregate. In this space, Caroline provides advice and counseling as well as litigation services with respect to commercial payer disputes and a myriad of issues that arise for medical providers and group health plans under ERISA, the ACA, COBRA, FEHB, the No Surprises Act, the Medicare Secondary Payer Act, and various state laws. Caroline has a wealth of experience in this area that leads to both innovative and efficient strategies and successful results. Among her many successes, Caroline has obtained numerous court victories and favorable settlements against most of the country’s major health insurers and secured two summary judgment liability rulings against MultiPlan.

Caroline also litigates traditional ERISA fiduciary and benefits cases concerning pension plans, where she represents employers and fiduciaries. Cases that she has handled involving pension plans

range from defending challenges to cash balance plans to “stock drop” cases and other claims for breach of fiduciary duty concerning 401(k) plans and ESOPs. Caroline’s work has also extended to include DOL investigations and handling inquiries from the IRS.

Additionally, Caroline has prominent experience in bankruptcy litigation, including the representation of a nationally renowned company that insured hundreds of millions of dollars of Detroit’s municipal bonds in connection with the city’s \$18 billion Chapter 9 bankruptcy — the largest municipal bankruptcy in history. Her trial work in Detroit was featured in national publications, including *CNN*, *The Wall Street Journal*, and *The New York Times*. Caroline’s bankruptcy work has also included representation of the Official Committee of Retired Employees in the *Kodak* bankruptcy, a group of auto dealerships in the *Chrysler* bankruptcy, and an indenture trustee and majority bondholder in the *United Air Lines* bankruptcy. She has litigated numerous adversary proceedings in bankruptcy court, including challenges to pre-petition liens, preference actions, executory contract rejection, assumption, and assignment, asset sales, and challenges to debtor-in-possession financing. Caroline also has a unique familiarity with the overlap of benefits issues and bankruptcy law.

Caroline’s experience has covered a large variety of clientele and substantive areas of the law in addition to those described above. She has represented both large and small businesses, as well as individuals. Finally, Caroline has represented indigent clients and nonprofit entities in a plethora of cases she has handled pro bono, including two death penalty cases.

## Reported Decisions

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The following is a representative list of several reported cases that Caroline has worked on:

### Affordable Care Act

- *Fresenius Medical Care Midwest Dialysis LLC v. Humana Insurance Company*, 2017 WL 3887899 (E.D.Wis.)

### Bankruptcy

- *In re Universal Bldg. Products*, 486 B.R. 650 (Bankr. D.Del.)
- *In re Kirk Corp.*, 2010 WL 3523079 (Bankr. N.D.Ill.)
- *In re First Republic Group Realty, LLC.*, 421 B.R. 659 (Bankr. S.D.N.Y.)
- *In re UAL Corp.*, 346 B.R. 456 (Bankr. N.D.Ill.)
- *In re Old Carco LLC*, 406 B.R. 180 (Bankr. S.D.N.Y. 2009)
- *In re Chrysler LLC*, 405 B.R. 84 (Bankr. S.D.N.Y. 2009)
- *In re City of Detroit, Michigan*

### ERISA

- *Wright v. Harrison*, 2013 WL 12116326 (W.D.Tex.)
- *Fisher v. JP Morgan Chase & Co.*, 469 Fed.Appx. 57 (C.A.2 (N.Y.))
- *Mugnai v. Kirk Corp.*, 843 F.Supp.2d 858 (N.D.Ill.)
- *Gearren v. The McGraw-Hill Companies, Inc.*, 660 F.3d 605 (C.A.2 (N.Y.))
- *In re Kirk Corp.*, 2010 WL 3523079 (Bankr. N.D.Ill.)
- *Walker v. Monsanto Co. Pension Plan*, 636 F.Supp.2d 774 (S.D.Ill.)
- *Bunch v. W.R. Grace & Co.*, 555 F.3d 1 (C.A.1 (Mass.))
- *Evans v. Akers*, 534 F.3d 65 (C.A.1 (Mass.))
- *In re Mutual Funds Investment Litigation*, 529 F.3d 207 (C.A.4 (Md.)) (amicus brief)
- *Walker v. Monsanto Co. Pension Plan*, 252 F.R.D. 450 (S.D.Ill.)
- *Bunch v. W.R. Grace & Co.*, 532 F.Supp.2d 283 (D.Mass.)
- *Walker v. Monsanto Co. Pension Plan*, 2007 WL 2710481 (S.D.Ill.)
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*Walker v. Monsanto Co. Pension Plan*, 2007 WL 2481179 (S.D.Ill.)

- *Evans v. Akers*, 466 F.Supp.2d 371 (D.Mass.)
- *Walker v. Monsanto Co. Pension Plan*, 472 F.Supp.2d 1053 (S.D.Ill.)
- *Walker v. Monsanto Co. Pension Plan*, 2006 WL 2802051 (S.D.Ill.)

#### **Insurance**

- *Farkas v. National Union Fire Ins. Co. of Pittsburgh, PA*, 518 Fed.Appx. 178 (C.A.4 (Va.))
- *Farkas v. National Union Fire Ins. Co. of Pittsburgh, PA*, 861 F.Supp.2d 716 (E.D.Va.)
- *Farkas v. National Union Fire Ins., Co. of Pittsburgh, Pa*, 2011 WL 2838167 (E.D.Va.)
- *Seabulk Offshore, Ltd. v. American Home Assur. Co.*, 377 F.3d 408 (C.A.4 (Va.))

#### **Managed Care**

- *KDCO, Inc. v. Healthlink, Inc.*, 2016 WL 6995873 (E.D.Mo.)
- *Liberty Dialysis-Hawaii LLC v. Health Management Network, Inc.*, 2023 WL 11196975 (Haw. Cir. Ct.)
- *Liberty Dialysis-Hawaii LLC v. Health Management Network, Inc.*, 2023 WL 11196976 (Haw. Cir. Ct.)
- *Liberty Dialysis-Hawaii LLC v. Health Management Network, Inc.*, 2024 WL 1829400 (Haw. Cir. Ct.)
- *RAI Care Centers of Maryland I, LLC v. Office of Personnel Management*, 459 F. Supp. 3d 124 (D.D.C.)
- *AccessDirect—A Preferred Provider Network, Inc. v. RCG East Texas LLP*, 2024 WL 2337632 (Tex. Ct. App.)
- *FMS Nephrology Partners North Central Indiana Dialysis Centers v. Meritain Health, Inc.*, 144 N.E.3d 692 (Ind.)
- *RAI Care Centers of Michigan I, LLC v. Administrative Systems Research Corporation International*, 2019 WL 4932599 (W.D.Mich.)
- *Bio-Medical Applications of Illinois, Inc. v. City of West Frankfort*, 2022 WL 2064690 (S.D.Ill.)

#### **Medicare Secondary Payer Act**

- *U.S. v. Stricker*, 524 Fed.Appx. 500 (C.A.11 (Ala.))
- *U.S. v. Stricker*, 2010 WL 6599489 (N.D.Ala.)
- *Renal Care Group Indiana, LLC v. City of Fort Wayne*, 2017 WL 4990618 (N.D.Ind.)

#### **Municipal Law**

- *Shook v. District of Columbia Financial Responsibility and Management Assistance Authority*, 964 F.Supp. 416 (D.D.C.)

#### **RICO, Health**

- *Pravak v. Meyer Eye Group, PLC*, 2009 WL 10664851 (W.D.Tenn.)
- *Pravak v. Meyer Eye Group, PLC*, 2008 WL 11320042 (W.D.Tenn.)
- *Pravak v. The Meyer Eye Group, PLC*, 2008 WL 4372914 (W.D.Tenn.)
- *Pravak v. Meyer Eye Group, PLC*, 2008 WL 11320041 (W.D.Tenn.)
- *Pravak v. Meyer Eye Group, PLC*, 2008 WL 2951101 (W.D.Tenn.)

## **Professional Activities**

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Caroline has served as an adjunct professor teaching legal writing at George Washington University.

## Publications, Presentations & Recognitions

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Caroline has been consistently recognized as a top ERISA Litigation lawyer by *Chambers USA* (2014-2024), *Legal 500 US* (2014-2025), and *The Best Lawyers in America* (2020-2025). She has also been named to the BTI Client Service All-Stars 2024, a client-driven ranking that assesses novelty of ideas, responsiveness, and the ability to anticipate clients' needs.

In 2015, Caroline presented at the Turnaround Management Association's (TMA) TMA NOW summit in New York City. She joined a panel of industry leaders entitled "The Women of Detroit," specifically presenting on the Detroit bankruptcy case.

In 2012 and 2013, Caroline joined a panel of seasoned legal speakers addressing ERISA litigation for the [American Conference Institute](#) in New York. Caroline has spoken on ERISA topics, including fiduciary liability issues, statutory penalties, and ethical issues, at numerous conferences prior to and since the ACI engagements as well.

In August 2011, Caroline's article titled "[The Supreme Court's \*Cigna v. Amara\* Decision: Surprises and Curiosities](#)" was published in the *BNA Tax Management Compensation Planning Journal*.

In 2004, Caroline was awarded the Albert E. Arent Pro Bono Award for Outstanding Contributions to the Public Interest in recognition of her long-standing commitment to pro bono work.

During law school, Caroline was a member of the George Washington Law Review, and her article on mediator immunity was published in the DC Circuit Review and subsequently cited in *State v. Second Judicial District Court ex. rel. County of Washoe*, 55 P.3d 420 (Nev. 2002).

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### Bar Admissions

[District of Columbia](#)

[Virginia](#)

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### Court Admissions

[US Court of Federal Claims](#)

[US Court of Appeals, 1st Circuit](#)

[US Court of Appeals, 4th Circuit](#)

[US District Court, District of Columbia](#)

[US District Court, Eastern District of Michigan](#)