



# Pascal Naples

SENIOR ASSOCIATE



Pat is a litigator with a focus on the health care industry, assisting clients in navigating government investigations, managed care litigation, and other complex disputes, including trade secret and noncompete disputes.

## Industries

[Health Care](#)

— [Government Investigations](#)

— [Managed Care, Payer Disputes & Reimbursement](#)

[Life Sciences](#)

## Practices

[Complex Litigation](#)

— [ERISA Litigation](#)

[Government Contracts](#)

[False Claims Act Investigations & Litigation](#)

— [Investigations](#)

[Trade Secrets, Noncompetes & Employee Mobility](#)

## Education

Wake Forest University School of Law, JD, cum laude, 2014

University of Pittsburgh, BA, cum laude, 2011

## Offices

[Washington, DC](#)

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Pat is an advocate for clients embroiled in high-stakes government investigations and litigation. He assists a range of clients but frequently works with those in the health care industry.

Pat's advocacy in the health care space helps clients confront and overcome potential liability within a complex and ever-changing statutory and regulatory framework. Pat often represents health care providers in efforts to seek reimbursement from payers and recovery from others in managed care litigation. This representation includes everything from high-profile, bet-the-company style litigation involving numerous patients, plans, payers, and networks, to smaller-scale, confidential arbitration. In addition, Pat works with clients dealing with investigations and litigation related to the False Claims Act, Anti-Kickback Statute, Stark Law, Affordable Care Act, Medicare Secondary Payer Act, Mental Health Parity Act, and antitrust law. This work features the most pressing issues in health care, like drug shortages, off-label promotion, speaker programs, pricing and reimbursement, and patient assistance programs.

Outside of the health care space, Pat has helped a variety of clients in a broad array of litigation and investigations. This includes trade secret noncompete and employee mobility issues, real estate and land use, government contracting, and a variety of other commercial disputes. Pat is particularly well-versed in data-driven matters, which often require working with AI and forensic experts to uncover evidence, manage high-volume e-discovery, and value complex damages claims.

Pat has been recognized as a thought leader for his work through presentations, publications, and interviews with a variety of organizations, including *Bloomberg Law*, *Law360*, *Chief Healthcare Executive*, *McKnight's Home Care*, *The National Law Review*, *Greater New Haven Chamber of Commerce*, and the *Forensic Expert Witness Association (FEWA)*. Pat regularly contributes to the firm's [Investigations Blog](#) and [Health Care Counsel Blog](#), and he is one of the primary five authors of the firm's [Annual Trade Secrets End of Year?Report](#), which includes contributions from over 30 AFS attorneys.

Before entering private practice, Pat clerked for Special Master Lisa Hamilton-Fieldman at the US Court of Federal Claims and served in the Office of Staff Counsel for the US Court of Appeals for the Fourth Circuit. He also interned for the Honorable Samuel Der-Yeghiayan of the US District Court for the Northern District of Illinois.

## Client Work

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### ERISA, Health Care, and Managed Care Litigation

Recent representative trials with which Pat has been involved include:

- Secured favorable testimony via cross-examination that was quoted by US Court of Appeals for the Third Circuit in complete reversal of \$70M ERISA verdict in favor of client following eight years of litigation. *See Dunne v. Elton Corp.*, 2024 WL 4224619, at \*11 (3rd Cir. Sep. 18, 2024).
- Successfully opposed motion for summary judgment in commercial contract dispute on behalf of pharmaceutical manufacturer. *See Apotex Inc. v. Otsuka Pharmaceutical Co.*, No. 2022-0291-MTZ, 2022 WL 10029846 (Del. Ch. Oct. 14, 2022).
- Secured favorable trial testimony from multiple witnesses for industry-leading dialysis provider in first-of-its-kind litigation against claims repricer.

### Government Fraud Investigations

Recent representative investigations with which Pat has been involved include:

- Repeatedly met with government attorneys to present findings and negotiate resolution for pharmaceutical manufacturer in multi-year bet-the-company DOJ investigation involving potential liability under the False Claims Act, Anti-Kickback Statute, and antitrust law, following internal investigation involving hundreds of witness interviews and millions of documents, emails, and text messages.
- Met with government attorneys to present findings and negotiate resolution for active pharmaceutical ingredient (API) supplier amid decade-plus bet-the-company DOJ litigation over Medicare reimbursement rates, coordinating with outside experts on ability-to-pay issues.
- Repeatedly met with government attorneys to present witnesses, argue findings, and negotiate resolution for government contractor in multi-year DoD investigation and related litigation under the False Claims Act, culminating in no findings of liability and dismissal of suit. *See Irazola v. Fors Marsh Grp.*, No. 1:19-CV-554, 2019 WL 3294900 (E.D. Va. June 28, 2019).

### Other Litigation

- Represented industry-leading government contractor in noncompete and trade secrets litigation spanning over five-years, taking and defending dozens of depositions, arguing scores of motions, and examining and cross-examining party witnesses and forensic experts, en route to securing injunctive relief, fee awards, favorable orders on motions, and, ultimately, default judgment for spoliation.
- Argued municipal tax appeal before the Supreme Court of Connecticut on behalf of nonprofit housing provider, successfully persuading Court, in unanimous decision, to recognize nonprofit's real property as tax-exempt. *See Rainbow Housing Corp. v. Town of Cromwell*, 340 Conn. 501 (2021).
- Served as lead outside counsel for municipality in three-day evidentiary hearing to enforce stipulation regarding city zoning laws, successfully persuading Court to find a willful violation of the stipulation and assess fines and attorney's fees. *See City of Stamford v. Ten Rugby Street, LLC*, No. FST CV 11 6011306 S, 2022 WL 1566777 (Conn. Super. Ct. May 18, 2022).

## Publications, Presentations, & Recognitions

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### Presentations

- *Noncompetes in Health Care: Legal Developments in 2025 & Practical Guidance for 2026* (AFS) Webinars@AFS (March 2026) (Presenter)
- *Expert Witness Discovery and Expert Witness Note-Taking as the World and Generative AI Evolve*, Forensic Expert Witness Association (FEWA) National Expert Witness Conference 2025 (June 19, 2025) (Panelist)
- *Preparing Your Nonprofit Before the Government Comes Knocking*, ArentFox Schiff (March 2025) (Presenter)
- *Business & Property Contracts in the Coronavirus Crisis*, Greater New Haven Chamber of

Commerce (Apr. 23, 2020) (Panelist)

- *Knick v. Township of Scott*, Home Builders & Remodelers Ass'n of Conn. Developers' Forum (Jan. 9, 2020) (Panelist)
- *Client Counseling in Appeals*, George Washington University School of Law (Fall 2019, Spring 2020) (Guest Lecturer)

## Recognitions

- *Super Lawyers*: Rising Star (2019-2021, 2023-2024)
- *Best Lawyers*: Ones to Watch (2021-2026)
- Capital Pro Bono Honor Roll: High Honors (2017-2020)
- Wake Forest University School of Law:
  - Order of the Coif
  - Order of the Barristers
  - Editor, *Wake Forest Law Review*
  - Champion, 2012 Edwin M. Stanley Moot Court Competition
  - CALI Awards: Antitrust, Business Organizations, Civil Procedure I, Complex Commercial Litigation, Legislative and Administrative Law, Torts

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## Bar Admissions

[District of Columbia](#)

[Virginia](#)

[Connecticut](#)

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## Court Admissions

[US Court of Appeals, 2nd Circuit](#)

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

[US Court of Appeals, 9th Circuit](#)

[US Supreme Court](#)

[US District Court, Western District of New York](#)

[US Court of Federal Claims](#)

[US Bankruptcy Court, Eastern District of Virginia](#)

[US District Court, Western District of Virginia](#)

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