

## US Health Care Roundtable

# PANELISTS

### ADDRESSING THE MODERN HEALTH SYSTEM

**Gerald C. Canaan II**

Partner

Hancock, Daniel & Johnson, P.C.

Jerry Canaan is a partner in the health care law firm of Hancock, Daniel & Johnson, P.C. in Richmond, Virginia where he focuses on administrative law, medical staff issues, peer review investigations, dispute resolution, health care risk management, regulatory compliance, telemedicine and licensing of health care providers. He represents individual providers, hospitals, ambulatory surgery centers, pharmacies, and long-term care facilities with compliance and licensing matters before State and Federal agencies. He has been recognized by Virginia's Legal Elite and The Best Lawyers in America, and he holds the highest attorney rating (AV) by Martindale-Hubbell.



Jerry has significant experience representing individual providers who are being investigated by licensing boards, the HHS Office for Civil Rights, the Drug Enforcement Agency, and other Federal agencies. He also provides compliance and risk management advice to health care providers with a special emphasis on government investigations and inspections; telemedicine; audits; reporting requirements under State and Federal law; reimbursement disputes; HIPAA; pain management regulations; provider disputes with insurance companies; and peer review/privileging/credentialing disputes. In the last fifteen years, he has lectured to over one hundred groups about proper prescribing and the opioid crisis.

He earned his B.A. in political science and English from Virginia Tech, and his J.D. from the University of Richmond.

**Ruth Kochenderfer**

HealthCare FINPRO Practice Co-leader

Marsh

Ruth Kochenderfer is a broker in Washington, DC and co-leader of Marsh's National HealthCare FINPRO (Financial and Professional lines) practice. As a broker, she advises clients on the evaluation and design of risk transfer solutions that address financial and professional exposures, including directors and officers liability, managed care and billing errors and omissions, cyber security and privacy liability, employment practices liability, fidelity (crime), employed lawyers liability, wage and



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hour liability, and fiduciary liability. Ruth is responsible for all aspects of analysis and placement of FINPRO related coverages, including strategic planning, risk analysis, coverage analysis and program design. Ruth's clients include not-for-profit, private and publicly traded US and multinational clients in various industries.

Prior to joining Marsh in 2014, Ruth practiced law for more than 17 years as an insurance coverage litigator. Immediately prior to joining Marsh, Ruth was a partner in the insurance coverage litigation group at Steptoe & Johnson in DC. She advised insurance companies on a wide array of issues arising under professional liability, errors and omissions, and commercial general liability policies. She has extensive experience in evaluating and resolving claims. She has represented insurers in complex insurance coverage litigation throughout the United States.

## **Renata Elias**

Strategic Risk Consultant  
Marsh Risk Consulting



Renata Elias is a consultant within Marsh Risk Consulting's Strategic Risk Consulting Practice. She provides counsel and support to clients in a wide range of sectors with organizational resilience including crisis management, emergency response, workplace violence (including active shooter), crisis communications, business continuity, reputational risk, and disaster and crisis response.

Renata brings to Marsh experience in both the public and private sector. Her years of experience include development of crisis management, emergency response, evacuation, crisis communications, and business continuity plans. She also has vast experience in awareness/training and exercising, from tabletops to full-scale.

Prior to joining Marsh, Renata served as the Emergency Planning Officer at the North Shore Emergency Management Office, covering the Vancouver, Canada and surrounding areas. Duties included responsibility for emergency planning, preparedness, response, and recovery activities in addition to crisis communications. Other roles included serving on the 2010 Winter Olympic Games Emergency and Security Planning Committee, spearheading local responses to area disasters, and developing a comprehensive communications strategy and accompanying crisis communications plan.

Renata also served as the Emergency Coordinator for the City of Richmond, home of the Vancouver International Airport. Besides responding to aviation incidents, she participated in monthly airport tabletop exercises and tri-annual full-scale exercises. Renata also worked very closely with local government response agencies and stakeholders and was a member of the Disaster Victim Identification (DVI) Task Force, focusing on mass fatality incidents.

Renata is also a former member of the Vancouver Police Department, where she served for 10 years at the rank of Reserve Corporal. Her duties included general policing duties, traffic and crowd control, as well as providing security and policing support surrounding numerous high profile events.

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## **Joann M. Lytle**

Partner  
McCarter & English, LLP

Recognized as a leading lawyer by Chambers USA in the field of insurance coverage, Joann Lytle represents corporate policyholders in insurance coverage disputes. She has recovered millions of dollars in insurance assets for a wide range of companies, including those in the manufacturing, food services, banking and natural resources industries. She has handled disputes involving commercial general liability, umbrella/excess liability, errors and omissions liability, directors and officers liability, and employment practices liability policies. Ms. Lytle represents policyholders in litigation, arbitration and mediation and provides insurance coverage advice and counseling to her clients on an ongoing basis.



Specific experience includes obtaining summary judgment requiring an insurance carrier to provide coverage for a \$4 million punitive damages verdict against the policyholder; negotiating with lessee's insurance carriers on behalf of an additional insured for defense and indemnity in action filed against additional insured by lessee's employees; obtaining coverage for environmental contamination claims brought against the insured; and obtaining coverage for claims brought against clients stemming from the Piper Alpha oil platform explosion in the North Sea. In addition to insurance coverage litigation, Ms. Lytle handles commercial litigation matters, including class action defense.

Ms. Lytle was named to Business Insurance's annual "Women to Watch" list for 2014, which recognizes 25 of the most influential women in the entire insurance field. In 2013, Ms. Lytle was selected as the exclusive Pennsylvania winner, and the overall U.S. winner, of the Lexology Client Choice Award in the field of Insurance/Reinsurance. For 2014 she repeated her Pennsylvania victory. Ms. Lytle has been recognized as a Chambers USA "Leaders in their Field" lawyer for 2014-2018. She has also been recognized in The Best Lawyers in America since 2008 and was selected as a Pennsylvania Super Lawyer for 2005, 2010, 2013-2018.

## **Scott Tschimperle**

Senior Underwriter, Financial Lines  
AIG

Scott Tschimperle is a Senior Underwriter in the AIG Financial Lines Division in Minneapolis, Minnesota. Since joining AIG in 2015, Scott has managed Private/Non-For-Profit business in the Minneapolis and Kansas City regions. He acts as the subject matter expert on Kidnap and Ransom insurance to the private, public and financial institution teams for the Midwest region of AIG. Prior to joining AIG, Scott worked as a Specialty Underwriting Associate with Chubb. Scott began his insurance career working at The Hartford supervising long term disability claims.



Scott holds a Bachelor of Arts degree in History from St Cloud State University.

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## **Jennifer Salyer**

Director, Claims  
Markel Assurance

Jennifer Salyer serves Markel Assurance as the Claims Director for the Professional Liability Insurance unit in Bermuda. Prior to Markel's acquisition of Alterra in 2013, Jennifer was Senior Claims Counsel of Professional Liability Insurance, having joined the company in 2010. From 2006 to 2010, Jennifer worked at Endurance Specialty Insurance as a Vice President in their Bermuda Professional Liability Claims group. Jennifer previously worked at CNA Insurance in New York City, where she acted as claims counsel in CNA's Errors & Omissions department. She began her career as an attorney representing the interests of Lloyds of London syndicates at Mendes & Mount LLP.



Jennifer graduated from Wake Forest University where she earned a Bachelor of Science in Biology and then graduated from Villanova Law School. Jennifer is admitted to the bar in New York and New Jersey. Additionally, she holds the insurance designations of CPCU, RPLU, ARM, ARe, AIC and AU.

## **Kelly Thoerig**

Employment Practices Coverage Leader  
Marsh

As Marsh's US Employment Practices Liability Coverage Leader, Kelly is primarily responsible for manuscripting EPL policies, leading policy and insurer new product reviews, and drafting endorsements. In addition, Kelly is a claims advocate for Marsh's FINPRO Practice, our financial and professional insurance group, specializing in complex coverage and claims issues concerning employment practices liability, directors and officers, professional liability, cyber, crime, and fiduciary liability insurance. In both roles, she works closely with advisory professionals to deliver the best possible coverage afforded by the insurance markets, produces timely white papers and other content for internal and external distribution, and frequently presents at industry seminars on various insurance coverage topics.



Kelly graduated from the University of Virginia where she earned a Bachelor of Arts in English and then graduated cum laude from the University of Richmond School of Law. She is an active member of the Virginia and District of Columbia Bars.

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## **John Utz**

Chief Operating Officer  
TruthMD

As COO of TruthMD, John is responsible for development and delivery of analytics, data and products to customers across the health, malpractice and workers compensation insurance markets as well as provider systems. John brings a passion for changing healthcare through data to TruthMD along with more than 15 years' experience in the healthcare space as a consultant, entrepreneur and leader. Prior to TruthMD, John was a director within Strategy&'s (former Booz&Co) New Entrants and Innovators group helping clients build capabilities to disrupt the status quo in health insurance, care delivery and retail health. John has also been a part of building Blue Health Intelligence, Blue Cross Blue Shields Axis platform, Cigna's next generation provider data management capabilities, and Roche's supply chain analytic function.



## **Jayme Taormina Vaccaro**

Chief Risk Officer  
Palo Alto Foundation Medical Group

Jayme Vaccaro oversees health care professional liability claims and risk programs. She is currently Chief Risk Officer/Executive Vice President at Palo Alto Foundation Medical Group/Capstone Insurance LLC. Prior to her current position, she served as Vice President of Specialty Claims with Sedgwick; Vice President of Risk and Claims at MedAmerica Mutual Risk Retention Group; and Assistant Vice President of Claims at The Doctors Company (TDC). Her expertise includes physicians, large groups, allied health and hospitals in the management of health care professional liability claims and risk.



Jayme received her BA from Cal State and JD from Lewis and Clark Law School. She publishes and speaks extensively on health care claims and risk at ASHRM, CSHRM, SCAHRM, Crittenden, PLUS and numerous other industry events.

## **Mark Field**

Director of Risk and Insurance Operations  
Sutter Health

Mark is currently the Director of the Risk & Insurance Operations Team for Sutter Health, a not-for-profit integrated healthcare delivery system based in Northern California. Sutter operates 24 acute care hospitals with 55,000 employees and 10,000 affiliated physicians throughout its medical network. Since 2014, Mark has directed the organization's property, casualty, and management liability insurance programs, including Sutter's captive insurance company. With 25 years of experience in the risk management and insurance industry, Mark has held various positions in claims management, safety, and risk management in the insurance, retail and healthcare industries.



Mark earned his Economics degree from the University of California at Davis, and holds the Associate in Risk Management (ARM) designation.

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**Ellen Brown**

Client Executive  
Marsh

Ellen Brown is a client executive in Marsh's San Francisco office and is dedicated to the health care industry. She is responsible for the account planning, development of marketplace strategies and management for integrated health care delivery systems, medical groups, and multi-faceted behavioral health programs. Ellen has significant experience with medical professional liability and workers' compensation coverage. Her expertise with complex accounts includes the design of both traditional and alternative risk management programs, including captives.



Ellen joined Marsh in 1991. Previously, Ellen was with California Casualty/Calco Brokers and The Hartford. She earned a BA in liberal arts from California State Polytechnic University, San Luis Obispo.

**Linda Danna**

Senior Advisory Consultant  
Marsh Management Services, Inc.

Linda Danna serves as a Senior Advisory Consultant advising clients on the advantages and challenges of captive formation by conducting feasibility studies, strategic reviews, domicile reviews and exit strategy studies. Based in Charleston, South Carolina, Linda is also an Account Executive for Marsh Management Services, Inc., responsible for providing continuing services to Marsh Management captive clients.



Before joining Marsh in 2005, Linda was CFO for a venture capital firm providing financial, accounting and operational advice on its equity investments. Prior to that position, Linda served at a senior level with a software development and technology services company as well as Regional Controller, Manager of Financial Reporting and Control, and Manager of Financial Planning & Analysis in the oil and gas industry with two Fortune 500 firms.

As a team leader at Marsh, Linda is responsible for a team servicing four health care clients including two of the largest risk retention groups formed in South Carolina as well as several other captive insurance companies in other industries. Covered physicians exceed 5,500 and in excess of \$38M in annual gross premium. Other industries include construction, transportation, manufacturing, financial services, among others. Linda also consults on policy administration best practices, client financial controls, audit practices and reinsurance agreements.

Linda graduated from the University of Texas with a BBA in Marketing and holds an MS in Accountancy from the University of Houston.

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## **Scott Geromette**

Partner

Honigman Miller Schwartz and Cohn LLC

Scott Geromette assists in the organization and representation of a variety of alternative risk financing arrangements, including captive insurance companies, self-insurance programs, risk purchasing groups, rent-a-captives, and risk retention groups. Scott's experience includes counseling captive insurance companies with multiple owners and companies in the leading captive insurance domiciles; providing reviews and interpretations of insurance policies and analyses of questions of coverage; counseling owners/sponsors of alternative risk financing arrangements on legal, regulatory, and strategic issues; reviewing and drafting a wide range of contracts in the insurance and healthcare industries; establishing captive insurance companies that become members of one or more of the Federal Home Loan Banks; representing group programs owned by large academic medical centers; and structuring and advising various captive arrangements involving insurance or reinsurance of employee benefits (including MEC and other healthcare coverages), as well as employer, provider and other stop loss programs.



Scott graduated from Columbia University where she earned a Bachelor of Arts in Political Science with honors and then graduated from Ohio State University Moritz College of Law, summa cum laude, Order of the Coif. He is admitted to the bar in Michigan.

## **Michele Calderon Johns, JD, CPHRM**

President, IU Health Risk Retention Group, Inc.

Indiana University Health, Inc.

Michele Calderon Johns serves as President of IU Health Risk Retention Group, Inc. a South Carolina domiciled Risk Retention Group. She is a member of the Indianapolis Bar Association, Defense Trial Counsel of Indiana, Indiana Society for Health Care Risk Management and American Society for Health Care Risk Management.



From 1990 through early 1999, Michele practiced privately, predominately in the area of civil litigation. In 1995, she joined the firm of Ice Miller, focusing solely on medical malpractice defense and related health care litigation. In March, 1999, Michele joined IU Health, Inc., an acute care/ academic hospital system, and has held a variety of positions, including Associate General Counsel, Executive Director of Insurance Operations and Risk Management and currently Chief Risk Officer. Michele's duties include overseeing the Enterprise Risk Management program for the IU Health system and operation and management of IU Health's captive insurance program.

Michele received a BS degree, with distinction, from Indiana University, Bloomington in 1982. She graduated, cum laude, from Indiana University Robert McKinney School of Law, in December, 1989. Michele is admitted to the bar of the State of Indiana, and the Northern and Southern Indiana U.S. District Courts. Michele also holds the designation of Certified Professional Healthcare Risk Manager (CPHRM). She has an "AV" rating from Martindale Hubble as well as an active Indiana Insurance Producer's License. Most recently she was awarded a certification from Stanford University in Strategic Decision Making and Risk Management, Emphasis in Healthcare.

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## **Peter Fuchs**

Partner  
Mercer

Peter is part of the corporate strategy team at Mercer, where he partners with the company's senior business leaders in planning and execution of corporate initiatives. He is leading Mercer's efforts to understand how blockchain will impact business and society, and he is also active in the development of new revenue initiatives with sister operating companies Marsh, Guy Carpenter and Oliver Wyman.



Peter started his career as a professional pilot, and after leaving the flight deck in 2001 has worked for companies like Delta Air Lines, Raytheon, KPMG and United Technologies in finance, M&A and strategy.

## **Gerard Nussbaum, Esq.**

Zarach Associates

Gerard is an experienced strategic advisor and healthcare executive with mastery of digital health, information technology, healthcare operations, legal and regulatory issues; deep experience in information technology strategic planning, technology system acquisition and implementation, regulatory compliance programs, merger and acquisition planning and execution; and interim management. He is also a frequent public speaker and author.



Gerard has provided leadership and expertise to academic medical centers and health sciences entities, health systems, community hospitals, children's hospitals, specialty cancer care providers, healthcare startups, and health industry vendors clients in many areas including digital health planning and execution, Information technology strategic planning, health information exchange strategic planning, operations development, and policy development, and health system merger, consolidation due diligence, planning; and separation transition planning, among others.

## **Holly Meidl**

Vice President, Risk Services  
Ascension Care Management

Holly Meidl joined the Ascension Care Management (ACM) Risk Division Team as VP, Risk Services in early 2018. Holly manages the insurance operations, clinical risk management functions, and associate health and safety programs for the Risk Management Division of ACM, Ascension and Ascension Health.



Prior to joining Ascension, Holly most recently served as Senior Vice President, North American Healthcare, of Allied World Assurance Company, based in Bermuda. In this role, she was responsible for both the Bermuda and US Medical Professional Liability underwriting business, insuring most of the largest US health systems, along with hundreds of miscellaneous medical organizations. Prior to joining Allied World in 2016, Holly spent over 25 years with Marsh USA, most recently as Managing Director and US Healthcare Practice Leader, where she coordinated a team of over 300 colleagues dedicated to delivering Marsh's risk and advisory services to health systems across the US, and served as senior account executive to Ascension.