



## Nathan A. Huff

### Partner

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## OVERVIEW

Nathan (Nate) A. Huff is a former federal prosecutor with nearly 20 years of litigation experience. His practice is focused on health care and commercial litigation and white collar defense. He represents financial entities, hospitals, hospital systems, and academic medical centers across the country in complex litigation and civil and criminal government investigations. He routinely appears in state and federal courts at both the trial and appellate levels. He's first-chaired multiple jury trials to verdict.

Nate also provides counseling and dispute resolution services to clients operating at the intersection of law and politics. He represents state legislatures, political committees, campaigns, and industry groups in constitutional law litigation in state and federal court. Nate is a partner in the firm's Research Triangle Park and Charlotte offices and a member of the Commercial Disputes and the White Collar Defense and Investigations practice groups.

## PROFESSIONAL BACKGROUND

Before entering private practice, Nate was a federal prosecutor in the United States Attorney's Office for the Eastern District of North Carolina. He began his legal career on active duty in the United States Army Judge Advocate General's (JAG) Corps. He continues to serve as a Lieutenant Colonel in the Army Reserve.

## ACHIEVEMENTS

- Joint Service Commendation Medal, US Army, 2013
- Meritorious Service Medal, US Army, 2018, 2014, 2010
- Army Commendation Medal, 2008, 2007
- Parachutist Badge, 2005
- Named to North Carolina Rising Stars list, 2015-2018
- Listed in *The Best Lawyers in America*® in Raleigh
  - Commercial Litigation, 2022-2024

- Agriculture Law, 2023-2024

## PROFESSIONAL / CIVIC ACTIVITIES

- American Health Law Association
- North Carolina Chamber of Commerce
- American Agricultural Law Association
- North Carolina Heroes Fund
- North Carolina Society of Health Care Attorneys
- Tenth Judicial District Bar, Wake County, North Carolina

## EDUCATION

- J.D., Catholic University of America Columbus School of Law, 2004
- B.A., Wake Forest University, 2001

## ADMISSIONS

- Bar of Georgia
- Bar of Massachusetts
- Bar of North Carolina
- Bar of Virginia
- Supreme Court of the United States
- United States Court of Appeals for the Fourth Circuit
- United States District Court for the Eastern District of North Carolina
- United States District Court for the Middle District of North Carolina
- United States District Court for the Northern District of Georgia
- United States District Court for the Western District of North Carolina

## THOUGHT LEADERSHIP *POWERED BY HUB*

- 2 August 2022, Medicare Advantage False Claims Act Developments
- 5 July 2022, Litigation Minute: Greenwashing Case Highlights Threat of ESG Litigation to Agribusinesses

## OTHER PUBLICATIONS

- Landell v. Sorrell: Lessons Learned from Vermont's Pending Challenge to Buckley v. Valeo, *LexisNexis*

## NEWS & EVENTS

- 18 August 2022, More Than 350 K&L Gates Lawyers Named Among 2023 Best Lawyers in America, Ones to Watch
- 31 March 2022, K&L Gates Bolsters Litigation Practice with Addition of Former Federal Prosecutor

## MEDIA MENTIONS

- Mentioned, "Texas Lawsuit Highlights Risk From ESG Marketing Claims," *Today's General Counsel*, 19 July 2022
- Three Trials for Murder, *The New Yorker*
- Twenty-five years later, third trial begins in triple slaying, *WRAL.com*

## AREAS OF FOCUS

- Commercial Disputes
- Health Care and FDA
- Health Care Fraud and Abuse (U.S.)
- Health Care Payor-Provider Disputes (U.S.)
- White Collar Defense and Investigations

## INDUSTRIES

- Agribusiness
- Consumer Products
- Health Care Sector

## REPRESENTATIVE EXPERIENCE

- Litigates, arbitrates, and mediates health care disputes, including payment and reimbursement, HIPAA, Common Rule, breach of contract, and certificate of need
- Defended North Carolina's right-to-farm statute from constitutional attack, securing total dismissal of plaintiffs' case and successfully defending dismissal in the NC Court of Appeals

- Defend hospitals, health care corporations, pharmaceutical companies, and individuals in health care fraud investigations by federal and state agencies
- Defended major defense contractor in a federal False Claims Act case, resulting in declination by US Department of Justice and subsequent complete dismissal of the case at summary judgment
- Defended Fortune 500 tech client from breach of contract and unfair and deceptive trade practices claims, resulting in complete dismissal at summary judgment. Successfully defended dismissal on appeal to US Court of Appeals for the Fourth Circuit
- Defended campaign official in federal campaign finance investigation resulting in the US Department of Justice dropping the investigation without seeking indictment
- Defended multi-state health system from US Department of Justice investigations into alleged violations of the False Claims Act and the Americans with Disabilities Act
- Completed eight-month secondment as litigation counsel for a multistate hospital system, responsible for overseeing defense of government investigations and commercial disputes
- Represented North Carolina General Assembly in state and federal constitutional and civil rights litigation, at both the trial and appellate levels
- Represented hospital system as plaintiff's counsel in lawsuit against a state Medicaid agency, resulting in eight-figure recovery for hospital for under reimbursement by state
- Authored amicus brief at Supreme Court of the United States in defense of the first amendment rights of religious non-profits
- Represented national political committee as intervenors and amici in redistricting litigation
- Defended defense contractor executive implicated in federal grand jury investigation of suspected government contracting violations
- Represented the plaintiff-owner of a large apartment complex in multi-million dollar construction defects suit
- Represented the United States as a federal prosecutor in the Eastern District of North Carolina. Managed complex multi-agency state and federal investigations. Conducted federal grand jury investigations and first-chaired felony trials in United States District Court
- Led the Department of Defense's investigation and prosecution of the military personnel implicated in the United States Secret Service prostitution scandal
- Represented the United States in the third prosecution of US v. Timothy Hennis, a triple-homicide death penalty case