



RYAN K. STUMPHAUZER

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Ryan Stumphauzer is an [AV Preeminent](#) rated attorney who has been recognized by [Chambers & Partners](#) as a top practitioner in the area of White-Collar Crime & Investigations. Mr. Stumphauzer represents clients in government regulatory enforcement matters, white collar criminal litigation, internal investigations, whistleblower suits and fraud-related civil litigation.

Prior to founding Stumphauzer & Sloman, Mr. Stumphauzer served for over six years as a federal prosecutor in the Southern District of Florida, where he personally directed hundreds of cases involving allegations of health care

fraud, mail and wire fraud, securities fraud, bank fraud, money laundering, identity theft, and violations of HIPAA and the Anti-Kickback Statute. While at the U.S. Attorney's Office, Mr. Stumphauzer served as the Deputy Chief of the Health Care Fraud Unit, and was also a founding member of South Florida's highly-publicized Medicare Fraud Strike Force.

Prior to his service as a federal prosecutor, Mr. Stumphauzer was a senior accountant at an international accounting firm, where he performed audit and business advisory services for Fortune 500 corporations. Mr. Stumphauzer's financial background, as well as his extensive experience and leadership in the area of health care fraud and abuse, makes him a valuable asset to corporations and executives in regulated industries.

Mr. Stumphauzer is a frequent speaker and media commentator on health care fraud, financial fraud, and white-collar criminal defense issues. Mr. Stumphauzer is also an active member of the Southern District of Florida federal bar, where he serves as the Co-Chair of the Bench & Bar Committee, and a Member of the Federal Magistrate Judge Merit Selection Panel, Federal Criminal Litigation Committee, the Ad Hoc Committee on Rules and Procedures, and the Ad Hoc Committee on Attorney Admissions, Peer Review, and Attorney Grievance.

RECENT ENGAGEMENTS

- Appointed by U.S. District Court to serve as Special Master overseeing discovery and other matters in the Takata Airbag Products Liability Multidistrict Litigation.
- Appointed by U.S. District Court to serve as the Receiver over LottoNet Operating Corp., the subject of a securities fraud investigation by the Securities & Exchange Commission.
- Defended several clients around the nation against civil and criminal investigations by the Department of Justice and Department of Defense in connection with the federal government's aggressive enforcement efforts against compounding pharmacies and related parties. Mr. Stumphauzer has represented several pharmacies, pharmacy executives, pharmacists, prescribing physicians and marketing agents, and therefore has developed a deep and thorough understanding of the government's investigative techniques, as well as the unique fact

patterns and issues that the government focuses on in compounding pharmacy investigations.

- Represented a senior executive of a publicly-traded hospital corporation in connection with an investigation by the Department of Justice and the Department of Health & Human Services into alleged violations of the Anti-Kickback Statute and Stark Law.
- Represented a prominent national health care provider in conducting an internal investigation of alleged violations of the Civil Monetary Penalty Law, and in voluntarily reporting those violations to the Department of Health & Human Services pursuant to the Self-Disclosure Protocol.
- Represent a management level employee of a global retailer in connection with an investigation by the U.S. Department of Justice, the Securities and Exchange Commission, and foreign law enforcement authorities into possible violations of the Foreign Corrupt Practices Act.
- Successfully represented the founder and senior executive officer of one of South Florida's largest primary care providers, a Medicare Advantage Plan subcontractor, in connection with an investigation alleging violations of the Anti-Kickback Statute, the Medicare Marketing Guidelines, and the Civil Monetary Penalty Law. The firm further assisted the senior executive officer in assessing complex health care compliance issues.
- Represented a Chinese business executive in a matter involving allegations that a U.S. publicly-traded company violated the Foreign Corrupt Practices Act by paying bribes to Chinese government officials to secure contracts for large municipal projects.
- Represented a national health care provider in conducting a corporate survey and investigation of physician financial relationships, and in assessing whether these financial relationships violated the Stark law or the Anti-Kickback statute.
- Represented a broad array of health care whistleblowers—including physicians, therapists, diagnostic technicians and financial professionals— in filing complaints pursuant to the False Claims Act alleging fraud against the Medicare and state Medicaid programs.
- Co-counsel in a \$170 million bank fraud case that resulted in a five month jury trial in federal court. The trial involved allegations that a Miami-based factoring company defrauded its joint venture partner by, among other things, falsely inflating the value of accounts receivable collateral and utilizing investor funds for improper purposes.
- Co-lead counsel in the investigation and prosecution of the Chairman and President of a large medical supply company that defrauded hospitals through a complex invoicing and money laundering scheme, resulting in \$5 million of losses for medical supplies that were never ordered or delivered.

- Lead counsel in the investigation and prosecution of health care professionals who defrauded the Medicare system by submitting false claims to Medicare for home health services that were medically unnecessary or not rendered.
- Lead government counsel in a multi-year investigation of the marketing practices of a multinational medical device supplier, and focusing on potentially improper incentives to utilizing physicians.
- Lead government counsel in a multi-year investigation targeting internet pharmacies that illegally distributed controlled substances to patients around the nation.

PUBLICATIONS & SPEAKING ENGAGEMENTS

- American Bar Association's 33rd Annual National Institute on Health Care Fraud: "EKRA Enforcement: Recovery & Laboratory Industry." Chicago, IL. May 4, 2023.
- The Health Care Compliance Association's (HCCA) Washington, D.C. Regional Healthcare Compliance Conference: "Criminal & Civil Enforcement and Telehealth." Virtual webinar, March 11, 2022.
- American Bar Association, Healthcare CLE: "Hot Topics in HealthCare Prosecutions: Current Enforcement Initiatives and Best Practices." Virtual webinar, December 10, 2021.
- The Health Care Compliance Association's (HCCA) Healthcare Enforcement Compliance Conference: "401 Criminal & Civil Enforcement and Telehealth." Virtual webinar, November 9, 2021.
- American Bar Association, Qui Tam Section: "FCA 101 (FCA Qui Tam Practice)." Virtual webinar, July 15, 2021.
- Florida Bar Association, Healthcare CLE: "A Review of Current Trends in Federal Healthcare Fraud Enforcement." Virtual webinar, December 4, 2020.
- Federal Bar Association, Qui Tam Section: "The Impact of Collateral Cases on Sealed Qui Tam Complaints." Virtual webinar, August 5, 2020.
- American Bar Association's 29th Annual National Institute on Health Care Fraud: "Pre-Trial Pleadings and Discovery in False Claims Act Cases." New Orleans, LA. May 10, 2019.
- American Bar Association's 33rd Annual National Institute on White Collar Crime: "Best Practices for Effective Trial Advocacy in White Collar Criminal Cases: Perspectives from the Defense, Prosecution, and the Bench." New Orleans, LA. March 8, 2019.
- American Bar Association's 27th Annual National Institute on Health Care Fraud: "Enforcement Actions and Compound Pharmacies" Fort Lauderdale, FL May 17-19, 2017.

- The Health Care Compliance Association's (HCCA) 21st Annual Compliance Institute: "Compounding Pharmacy Prosecutions: Past Lessons and Future Trends." National Harbor, MD, March 29, 2017
- The Health Care Compliance Association (HCCA) Annual Compliance Conference: "Criminal and Civil Health Care Fraud." Las Vegas, NV, February 17-20, 2016
- National Association of Criminal Defense Lawyers' (NACDL) 11th Annual White Collar Seminar: "Rx for Defense: Protecting Healthcare Clients from Criminal Charges" New York, NY, October 22-24, 2015
- Latin American Compliance Congress for Life Sciences by Center for Business Intelligence: "Healthcare Enforcement-Regional and National Updates, Trends and Top Priorities."
- AARP: "New Medicare Scams Spread Across U.S." June 2015
- American Bar Association's 25th Annual National Institute on Health Care Fraud: "Pre-Trial Motions Workshop", Miami, FL May 13-15, 2015
- The Wall Street Journal: "Why It's So Hard to Fix Medicare Fraud: CMS Tries to Reduce Fraud, Abuse Without Restricting Care." December 25, 2014.
- American Bar Association- Criminal Justice Section, "Significant White Collar Prosecutions and Investigations: Perspectives from the Government and the Defense," Miami, FL, November 14, 2014.
- American Academy of Physical Medicine & Rehabilitation, 2014 Annual Assembly, "Health Care Fraud Enforcement Trends and the Impact on Electrodiagnostic Medicine," San Diego, CA, November 15, 2014.
- Federal Bureau of Investigation, "Cross-Examination Techniques," Miami, Florida, May 27, 2014.
- American Bar Association, Health Law Section, "Webinar- Ask the Government: A Practical Discussion of Healthcare Self-Disclosure Protocols," January 30, 2013.
- CNBC, American Greed: The Fugitive Series, "Miami Mediscam," On Camera Commentator, October 10, 2013.
- American Association of Neuromuscular & Electrodiagnostic Medicine, Keynote Speaker, "8th Annual Richard K. Olney Lecture: Health Care Fraud Enforcement Trends and the Impact on EDX Medicine," San Antonio, Texas, October 18, 2013.
- Sandpiper Partners and PricewaterhouseCoopers, Panel Speaker, "The New Faces of Economic Crime," Miami, FL, June 20, 2013.
- American Bar Association, 14th Annual Conference on Emerging Issues in Healthcare Law, Panelist: "Why We Litigate: Government and Inside-House Counsel Analysis of the Underlying Decisions That Motivate Their Organizations to Investigate and Litigate," Miami, FL, February 21, 2013.
- Federal Bureau of Investigation, Health Care Fraud & Abuse Investigations Course for Special Agents, Quantico, VA, July 26, 2012.

- Southern District of Florida Third Biennial Bench & Bar Conference, West Palm Beach, FL, Moderator: “Civil & Criminal Health Care Fraud,” June 27, 2012.
- American Bar Association, 2012 White Collar Crime National Institute, Miami Beach, FL, “Internal Investigations in the Age of Voluntary Disclosure and Cooperation Agreements,” March 1, 2012.
- Federal Bureau of Investigation, 2011 Training for Financial Analysts and Forensic Accountants, Quantico, VA, “Grand Jury and Trial Testimony for Financial Witnesses,” June 22, 2011.
- American Bar Association, 21st Annual National Institute on Health Care Fraud, Miami Beach, FL, “Voluntary Disclosure and Cooperation in Government Investigations,” May 13, 2011.
- Florida Healthcare Corporate Compliance Association, Eighth Annual Education Retreat, Bonita Springs, FL, “Health Care Fraud Enforcement Against Individuals,” May 18, 2011.
- National Health Care Anti-Fraud Association, 2010 Annual Training Conference, Las Vegas, NV, “Identifying Fraud in Home Health Care,” November 16, 2010.
- U.S. Department of Justice, Regional Health Care Fraud Prevention Summit, Law Enforcement Panel, Miami, FL, July 16, 2010. Watch online at <http://www.youtube.com/watch?v=BiHUWiv3ShY>.
- U.S. Department of Justice, National Advocacy Center, Faculty Member, Medicare Fraud Strike Force Training, “Strike Force Prosecutions: Lessons Learned,” November 9, 2009.
- U.S. Department of Justice, National Advocacy Center, Faculty Member, Medicare Fraud Strike Force Training, “Indictment Drafting, Charging Decisions, and Sentencing Considerations,” November 10, 2009.
- National Health Care Anti-Fraud Association, Information Sharing Conference, “Prosecutorial Challenges in Home Health Fraud,” Orlando, FL, January 28, 2009.
- National Health Care Anti-Fraud Association, 2008 Annual Training Conference, Phoenix, Arizona, “Investigative & Prosecutorial Challenges: Overutilization of Medical Services,” November 17, 2008.
- “Electronic Impulses, Digital Signals, and Federal Jurisdiction: Congress’s Commerce Clause Power in the Twenty-First Century,” Vanderbilt University Law Review, January 2003, 56 Vand. L. Rev. 277.

COMMITTEES, PROFESSIONAL ORGANIZATIONS AND COMMUNITY SERVICE

- Committee Co-Chair, Southern District of Florida Bench & Bar Committee (2014)

- Committee Member, Federal Magistrate Judge Merit Selection Committee for the Reappointment of Magistrate Judge John O’Sullivan, U.S. District Court, Southern District of Florida (2014)
- Committee Member, Federal Magistrate Judge Merit Selection Committee for the Reappointment of Magistrate Judge Andrea Simonton, U.S. District Court, Southern District of Florida (2014)
- Committee Member, Ad Hoc Committee on Rules and Procedures for the United States District Court, U.S. District Court, Southern District of Florida (2010 to Present)
- Committee Member, Ad Hoc Committee on Attorney Admissions, Peer Review, and Attorney Grievance for the U.S. District Court, Southern District of Florida (2010 to present)
- Committee Member, Federal Magistrate Judge Merit Selection Committee for the Reappointment of Magistrate Judge Chris M. McAiley, U.S. District Court, Southern District of Florida (2011)
- Committee Member, Federal Magistrate Judge Merit Selection Committee to Fill the Vacancy of Retiring Magistrate Judge Stephen T. Brown’s Vacancy, U.S. District Court, Southern District of Florida (2011)
- Committee Member, Federal Magistrate Judge Selection Committee for the Reappointment of Magistrate Judge Edwin G. Torres, U.S. District Court, Southern District of Florida (2011)
- Committee Member, Federal Bench & Bar Conference Planning Committee, U.S. District Court, Southern District of Florida (2011 to Present)
- Committee Member, Federal Magistrate Judge Merit Selection Committee for Reappointment of Magistrate Judge Patrick White), U.S. District Court, Southern District of Florida (2010-present)
- Committee Member, Federal Criminal Litigation Committee, U.S. District Court, Southern District of Florida (2009-present)
- American Bar Association
- Federal Bar Association

EDUCATION

- Vanderbilt University Law School, *Juris Doctorate*, Order of the Coif
- John Carroll University, Bachelor of Science in Business Administration, Major in Accountancy, *summa cum laude*

BAR ADMISSIONS

- Ohio
- Florida
- New York

- Eleventh Circuit Court of Appeals
- United States District Court for the Southern District of Florida
- United States District Court for the Middle District of Florida

JUDICIAL CLERKSHIPS

- Chief Judge Federico A. Moreno, U.S. District Court for the Southern District of Florida