

MARTIN B. GOLDBERG

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Overview

Martin Goldberg is a nationally recognized trial lawyer representing clients in high stakes litigation and appeals in Florida and throughout the country. Mr. Goldberg's practice focuses on complex civil litigation and civil and criminal government enforcement actions, having served as lead counsel in matters involving healthcare, False Claims Act and whistleblower claims, products liability, banking, complex employment disputes, telecommunications, sports and media, and class action defense. Mr. Goldberg dedicates a portion of his practice within the healthcare industry and represents a host of major health care corporations regarding significant litigation, operational, and regulatory matters.

Mr. Goldberg is among a small number of lawyers in the United States recognized by *The Best Lawyers In America*® in three different categories - Commercial Litigation, Health Care Law and Criminal Defense: White Collar. Mr. Goldberg has also been selected as one of South Florida's "Most Effective Lawyers" by the *Miami-Dade Daily Business Review*.

A native of Washington, D.C., Mr. Goldberg graduated with honors with a degree in accounting from the University of Maryland where he was selected as the University's outstanding male undergraduate. After becoming a Certified Public Accountant, he graduated with honors from the Georgetown University Law Center. Mr. Goldberg then served in Miami as a Law Clerk to United States District Judge Sidney M. Aronovitz. After his clerkship, Mr. Goldberg was an Assistant United States Attorney and prosecuted some of South Florida's most high profile and complex criminal cases. He received the Department of Justice's Director's Award for superior performance as a trial attorney. Mr. Goldberg left government service to form Lash & Goldberg LLP.

Principal Practice Areas:

- Alternative Dispute Resolution
- Appellate Advocacy
- Class Actions
- Complex Commercial Litigation
- Employment Litigation
- Government Investigations, False Claims Act and White Collar Criminal Defense
- Health Care Operations
- Health Care Litigation

Education:

- Georgetown University Law Center
 - Juris Doctor
 - Graduated Cum Laude
- University of Maryland
 - Bachelor of Science
 - Graduated Cum Laude
 - Selected as the University's Outstanding Male Undergraduate
 - Selected as the University's first ever Outstanding Young Alumnus

Admissions:

- Florida, Maryland and District of Columbia
- United States Supreme Court
- United States Court of Appeals, Eleventh Circuit
- United States District Court for the Southern, Middle and Northern

Honors / Accreditations:

- Selected as one of South Florida's "Most Effective Lawyers" in 2012 by the Daily Business Review
- Recognized nationally by his peers for current inclusion in The Best Lawyers In America® in three different categories: Commercial Litigation, Health Care Law and Criminal Defense: White Collar
- Repeatedly recognized as one of the "Top Lawyers in South Florida" by the South Florida Legal Guide
- The law firm he co-founded has been named one of the country's "Best Law Firms" as reported in U.S. News & World Report in 2013
- Previously Board Certified in Criminal Law, Florida Bar
- Director's Award as an Assistant United States Attorney, for superior performance as a trial attorney.

Professional:

- Certified Public Accountant, 1989
- Law Clerk, Honorable Sidney M. Aronovitz, United States District Court for the Southern District of Florida.

Illustrative Recent Representations:

Illustrative representations in the past few years include:

- Obtaining a summary judgment for a national health system in a federal breach of contract dispute involving alleged HIPAA violations and damages of more than \$450 million
- Obtaining a summary judgment for a hospital affiliated with a national health system in a physician's multimillion dollar federal court discrimination lawsuit, and obtaining an affirmance on appeal before the Eleventh Circuit Court of Appeals
- Representing high profile sports and media personalities in various breach of contract, Lanham Act, and tort cases in both federal and state court
- Representing the world's leading e-commerce company in defense of federal patent infringement lawsuits
- Representing key executives employed by the largest financial institution in Canada in the defense of non-compete and tort claims
- Representing a large employed physician corporation against allegations of wrongful termination arising from purported Stark law

violations

- Representing a national subspecialty medical group in state court and on appeal, compelling whistleblower and breach of contract claims into arbitration.
- Retained as an Independent Counsel by a South Florida Governmental Hospital District to conduct an internal investigation into possible ethical and other wrongdoing of a Commissioner appointed by the Governor of Florida, and prepared and presented a report to the District which was then sent to the Governor.
- Representing a national health system, a Florida hospital and a prominent physician owned corporation in the defense of separate and unrelated qui tam investigations and federal lawsuits alleging violations of the False Claims Act and healthcare compliance regulations
- Defending a hospital affiliated with a national health system against a physician's claims of federal race discrimination and retaliation as a result of the loss of the physician's medical staff privileges and membership
- Representing a national corporate employer in a physician's multimillion dollar wrongful termination arbitration that was tried through final hearing, resulting in a complete defense award
- Representing Florida hospitals at trial and on appeal concerning whether a hospital is a place of public accommodation within the meaning of the Florida Civil Rights Act
- Representing a company and its executives through a final arbitration hearing against claims of sexual harassment and retaliation and obtaining a complete defense decision
- Defending a federal and state law enforcement agent at a federal criminal trial, resulting in a dismissal of all charges
- Defending the former Miami Police Chief and Miami City Manager against federal public corruption charges, and later representing his administrative interests before the Florida Supreme Court.