

Benjamin Wallfisch

SHAREHOLDER

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Ben focuses his practice on regulatory compliance, internal and government investigations and enforcement matters affecting clients across the health care industry. With nearly 20 years of experience in both government and private practice, Ben brings insight into federal enforcement strategy and a deep understanding of the compliance risks faced by health care entities, including providers, pharmaceutical and medical device companies, clinical laboratories and others.

Prior to joining Polsinelli, Ben served in the Office of Inspector General (OIG) at the U.S. Department of Health and Human Services (HHS), where he held roles in both the Industry Guidance Branch and the Administrative and Civil Remedies Branch. Over almost six years at OIG, Ben provided legal analysis and advice on key fraud and abuse laws impacting the health care industry, including the Federal Anti-Kickback Statute, the Physician Self-Referral Law and the False Claims Act. Ben authored and contributed to numerous advisory opinions, industry guidance documents, policy statements and other interpretive guidance. He also was a member of the team that authored new Anti-Kickback Statute safe harbor regulations issued as part of the Regulatory Sprint to Coordinated Care. In addition, Ben worked closely with the Department of Justice (DOJ) to investigate and evaluate a wide variety of health care fraud cases. He also negotiated OIG integrity obligations as part of False Claims Act settlements and resolved self-disclosures submitted under OIG's Health Care Fraud Self-Disclosure Protocol.

Prior to his government service, Ben spent more than a decade in private practice, representing health care clients in internal investigations, False Claims Act litigation and regulatory compliance matters. Before attending law school, Ben represented health care clients in public policy matters before Congress and Federal agencies, including as policy director of a trade association for medical device manufacturers.

Education

- The University of Texas at Austin School of Law (J.D., *with honors*)
 - Texas Law Review, Articles Editor
 - Order of the Coif
- University of Pennsylvania (B.A.)

Capabilities

- Health Care
- Health Care Compliance
- Health Care Litigation
- False Claims Act Defense
- Government Investigations
- Internal Investigations

Bar Admissions

- Colorado
- District of Columbia

Court Admissions

- U.S. District Court for the District of Columbia
- U.S. District Court, Western District of Texas
- U.S. District Court, Southern District of Texas
- U.S. Court of Appeals, Fifth Circuit
- U.S. Court of Appeals, Federal Circuit

Memberships

- American Health Law Association
 - Vice Chair of Fraud and Abuse Practice Group, 2027
- American Bar Association, Health Law Section
- Health Care Compliance Association

Recognition

- Inspector General's Cooperative Achievement Award, 2021 and 2023
- Secretary's Award for Meritorious Service, 2021
- Inspector General's Award for Excellence in Fighting Fraud, Waste, and Abuse, 2021
- Inspector General's Award for Excellence in Promoting Quality, Safety, and Value, 2021
- Inspector General's Award for Advancing Excellence and Innovation, 2021
- CIGIE Award for Excellence, Law and Legislation, 2021

Clerkships

- Judicial Clerkship: The Honorable Edward C. Prado, U.S. Court of Appeals for the Fifth Circuit

Publications

April 29, 2026

Fraud & Abuse: Recent Trends, Key Developments and What's Next

March 6, 2026

CMS Announces Wide-Ranging Fraud Crackdown

February 9, 2026

OIG's New Medicare Advantage Program Compliance Guidance: What Providers Need to Know

January 27, 2026

FCA Recoveries Hit \$6.8 Billion as Courts Question the Future of the Qui Tam

Authority

January 21, 2026

OIG Reels in the Employment Safe Harbor: Recent Advisory Opinion Signals Risks for Sign-On Bonuses in Home Care

January 12, 2026

OIG's Latest Advisory Opinion: When is a Discount a "Discount"?

January 8, 2026

Polsinelli Life Sciences Spotlight - Volume 3 - Turning Insight into Action: A Life Sciences Playbook for 2026

January 7, 2026

CMS Proposes GLOBE and GUARD Drug Pricing Models to Reduce Medicare Costs

November 10, 2025

CMS Finalizes Sweeping Reforms to Skin Substitute Payments Amid Rising Costs and Enforcement Activity