



Norris Cunningham

Shareholder

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FOCUS AREAS

Health Care
Professional Licensing and
Disciplinary Matters
Mediation and Arbitration
Litigation

EDUCATION

1988

Aurora University, B.A.,
political science

1991

Central Michigan
University, M.S., health
services administration

1996

Indiana University
Indianapolis, Robert H.
McKinney School of Law,
J.D.

ADMITTED TO BAR

1996 Indiana



BIOGRAPHY

Mr. Cunningham leads the firm's Health Care Practice Group. He concentrates his practice in health-care dispute resolution including trial practice, regulatory advocacy, commercial litigation and arbitration. Mr. Cunningham has been admitted pro hac vice in fifteen states. He has tried and arbitrated numerous long-term care, medical malpractice, and commercial cases throughout the nation. Mr. Cunningham has extensive experience representing health care providers before governmental agencies including the Center for Medicare/Medicaid Services as well as state regulatory agencies in sixteen states. He has provided legal advice and oversight on claims management and claims handling processes for large, self-insured health care providers. He is an arbitrator certified by the American Arbitration Association and the American Health Lawyers Association.

Mr. Cunningham currently serves on the Board of Directors of the Defense Trial Counsel of Indiana and serves as Chair of its Committee on Diversity, he is the Past Chair of the Long Term Care Subcommittee, Health Section. He is the Past Chair of the Indiana State Bar Association Diversity Committee. Mr. Cunningham is a certified arbitrator for the American Arbitration Association and the American Health Lawyers Association.

Mr. Cunningham has made more than fifty national and regional presentations on health care-related topics and trial practice for many organizations, including the Defense Research Institute, the National Business Institute, the American Conference Institute, the Association for the Advancement of Wound Care; the Complex Cardiovascular Catheter Therapeutics Conference. Mr. Cunningham is co-author of the 2007 book, *Inside The Minds: Healthcare Law Client Strategies*, published by Aspatore Books.

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334 North Senate Avenue
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BROAD RIPPLE
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Indianapolis, IN
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EXPERIENCE

- Captain, U.S. Air Force, Medical Service Corps, 1989 - 1994
- Lt. Col., Indiana Air National Guard, Medical Service Corps, 1994 - 2010

HONORS

- Defense Trial Counsel of Indiana (DTCI): Defense Lawyer of the Year 2021
- Indiana Super Lawyers® 2018 - present
- *U.S. News* Best Lawyers in America:
 - Litigation - Health Care, 2017 - present
 - Health Care Law, 2022
 - Arbitration, 2022
- America's Top 100 High Stakes Litigators 2018, 2019
- Martindale-Hubbell AV Preeminent® Peer Review Rating Legal Ability & Ethical Standards 2019 - 2021
- National Black Lawyers Top 100: 2018 - present
- Named "Distinguished Barrister" 2019 by *Indiana Lawyer / Indianapolis Business Journal* "Leadership in Law" Awards

LEGAL ORGANIZATIONS

Indianapolis Bar Association

Marion County Bar Association

Indiana State Bar Association

American College of Healthcare Executives

Defense Research Institute

Defense Trial Counsel of Indiana

Federation of Defense & Corporate Counsel

International Association of Defense Counsel

SPEAKING AND PUBLICATIONS

[*Breaking News: CMS Issues Emergency Regulation Requiring Vaccination for Healthcare Workers.* November 4, 2021.](#)

[*Longterm Care's Impending Doom: Staffing Shortages.* McKnight's Long-Term Care News. October 26, 2021.](#)

[*Mastering the Paper Records to EHR Migration.* McKnight's Long-Term Care News. September 21, 2021.](#)

[Drug Diversion, a Series: How to Deal with it.](#) McKnight's Long-Term Care News. August 23, 2021.

[Federal Court Finds New Way for Nursing Homes to be Sued for Violation of Residents' Rights.](#) August 6, 2021

[Drug Diversion, a Series: How to Prevent and Spot It.](#) McKnight's Long-Term Care News. July 19, 2021.

[Cultural Competency is Integral to Quality Care.](#) McKnight's Long-Term Care News. June 22, 2021.

[One interview away from infection control CMPs?](#) McKnight's Long-Term Care News. May 19, 2021.

Indiana Law Survey—Healthcare Law, September 2021, Indianapolis, Ind.

[Vaccine mandates are legal, but not without their own risks](#) McKnight's Long-Term Care News. April 19, 2021.

Our Diversity Roots, Keynote address presented at the 2020 Indy Diversity Job Fair presented by the Indianapolis Bar Association via Zoom[®], August 2020, Indianapolis, Ind.

Florida Regulatory Update for Podiatrists, Presented to podiatry professionals for continuing education credit at the Complex Cardiac Catheter Therapeutics Conference, June 2019, Orlando, Fla.

Mock Oral Argument on Exclusion of Economic Experts, Presented to legal industry professionals for continuing education credit at the Defense Research Institute Trial Skills and Damages Seminar, March 2019, Las Vegas, Nev.

Surviving Changes to Pressure Ulcer Terminology, Presented to health care industry professionals for continuing education credit at the Great Lakes Vascular and Wound Care Symposium, November, 2018, Sandusky, Ohio

Legal Impact of Pressure Ulcer Terminology, Presented to health care industry professionals for continuing education credit at the AAWC Pressure Ulcer Summit, February 2018, Atlanta, Geo.

Litigation: How to Prevent and Survive, Presented to healthcare industry professionals for continuing education credit at the Symposium on Advanced Wound Care, April 2018, Charlotte, N.C.

The New Pressure Injury Staging System, Presented to health care industry professionals for continuing education credit at the Fall Meeting of the Long Island Wound Healing Association, November 2016, Long Island, N.Y.

The 'Under Pressure' Debate: Does Pressure Ulcer Staging Help Patients or Lawyers?, Presented to health care industry professionals for continuing education credit at the Symposium on Advanced Wound Care, October 2016, Las Vegas, Nev.

Calculating Damages in Medical Malpractice Cases, Catastrophic Injury & Life Planning Considerations and Using the ACA to Mitigate Future Damages, Presented to legal and industry professionals for continuing education credit at the American Conference Institute Annual Forum on Medical Liability, October 2016, New York, N.Y.

Practical Considerations for Health Care Risk Management in High School and College Sports, Presented to health care industry professionals for continuing education credit at the American Association of Orthopedic Executives Annual Conference, June 2016, San Francisco, Calif.

Conflicts Between Residents, Families and Staff, Presented to legal and industry professionals for continuing education credit at the American Conference Institute Annual Forum on Preventing and Defending Long Term Care Litigation, January 2016, Miami, Fla.

Varsity Do's (and Don'ts): Risk Issues for Health Care in the High School Sports Arena, Presented to legal and industry professionals for continuing education credit at the American Association of Orthopedic Executives Annual Conference, April 2015, Chicago, Ill.

Emergency Plans and Crisis Situations, Presented to legal and industry professionals for continuing education credit at the American Conference Institute Annual Forum on Preventing and Defending Long Term Care Litigation, January 2015, Miami, Fla.

CIVIC ENGAGEMENT / VOLUNTEERISM

- Indiana Supreme Court – Indiana Commission on Equity and Access in the Court System: vice-chair (2021)
- Defense Trial Counsel of Indiana:
 - Diversity Committee, chair
 - Long Term Care Subcommittee, Health Section, past chair
- Indiana State Bar Association: Diversity Committee, past chair

Coach, Lawrence Youth Basketball
Indiana High School Mock Trial Competition
U.S. Air Force, Retired Officers Association
National Guard Association of the United States

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