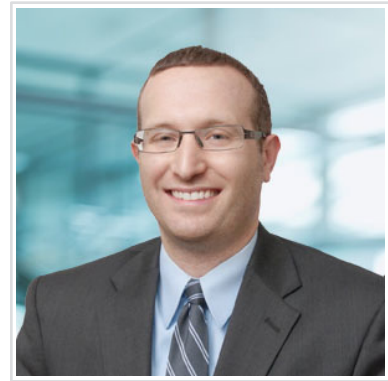


Joshua Gajer

Associate

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Josh Gajer is an experienced litigator and a tenacious advocate who is committed to achieving the best possible results for his clients. As a former criminal prosecutor, Josh understands how important an early and thorough investigation is to the favorable resolution of any matter, no matter how big or small. Josh focuses his practice on complex matters, including medical malpractice litigation and general liability matters as well as white collar criminal defense and internal investigations. He represents hospitals, physicians, nurses and other healthcare practitioners against professional liability claims and corporate clients in connection with fraud related litigation and investigations, including internal investigations, criminal and regulatory enforcement and insurance fraud.

Prior to joining the firm, Josh worked as a criminal prosecutor at the Miami-Dade Office of the State Attorney. As an Assistant State Attorney, Josh tried approximately 30 jury trials and 100 bench trials including many complex cases involving conspiracies, insurance fraud, larcenies and other significant financial crimes. As a prosecutor, Josh also served as a member of the State Attorney's Multi-Agency Gang Task Force responsible for coordinating federal and state investigations and prosecutions of Miami's most dangerous and sophisticated criminal organizations engaged in complicated schemes to defraud.

Representative Matters

- Obtained complete dismissal of a products liability action against a medical device manufacturer
- Secured a dismissal, on appeal, on behalf of Horizon Healthcare Services, Inc. against claims that its Omnia healthcare plan violated the New Jersey state Healthcare Quality Act and that the state's opioid crises required the court to create a private right of action
- Obtained a defense verdict in an arbitration on behalf of physicians and a hospital accused of failing to implant a defibrillator in a patient who died from a lethal arrhythmia
- Obtained dismissal of a corporate property owner from a premises liability case based on workers' compensation immunity when the injured party was

Practice Areas

General Litigation

Healthcare

White Collar Defense, Investigations and Corporate Compliance

Appellate

Bar and Court Admissions

Pennsylvania

Florida

New Jersey

U.S. District Court for the Eastern District of Pennsylvania

Education

Benjamin N. Cardozo School of Law, JD, 2010

Columbia University, BA, 2006

an employee of a subsidiary of the property owner

- Obtained emergent appellate stay, and later the complete reversal on interlocutory appeal, of two discovery orders from two different courts that required a health insurer to provide in discovery confidential, competitive, and proprietary business information to various hospitals upset with their tier designation in the insurer's health plan
- Successfully represented a major health insurer against efforts by hospitals to enjoin implementation of a new health insurance product
- Obtained complete dismissal of a breach of contract action against a multinational consumer goods company
- Served as a part of a trial team that obtained a defense verdict on behalf of a physician accused of causing a 3-year-old child's death by failing to diagnose a severe stomach condition

Recognition & Involvement

As a prosecutor, Josh was awarded Mothers Against Drunk Driving's (MADD) Excellence in Prosecution Award for his efforts developing an effective office-wide strategy to defeat novel defense motions to exclude scientific evidence in DUI cases. While in law school, Josh served as an editor of the *Arts and Entertainment Law Journal* and found his calling as a litigator while interning for the Honorable Frederic Block of the Eastern District of New York.

Josh was selected in a survey of her peers as a Pennsylvania "Rising Star" by *Super Lawyers* in 2019. He is also an avid baseball fan and manages the firm's softball team.

In the News

Congratulations 2019 DE, MA, NJ, NY and PA Super Lawyers and Rising Stars
October 17, 2019

Coverage College Celebrates Its 10th Anniversary
September 22, 2016

10 Lawyers Admitted to the U.S. District Court for the Eastern District of Pennsylvania
December 1, 2014

Events

Where Must We Fight? Developments in Personal Jurisdiction Law May Limit the States in Which Corporations Must Defend Themselves

White and Williams Coverage College | September 22, 2016

Publications

Pennsylvania House Bill Introduced to Protect Venue Rule in Medical Professional Liability Cases
Healthcare Alert | May 15, 2019

Pennsylvania Supreme Court Postpones Consideration of Proposed Repeal of Medical Malpractice Venue Rule
Healthcare Alert | February 15, 2019

Pennsylvania Senate Urges Supreme Court to Delay Considering Repeal of Venue Rule in Medical Professional Liability Cases Pending Further Study
Healthcare Alert | February 7, 2019

Pennsylvania Supreme Court Considering Repeal of the Venue Rule in Medical Professional Liability Cases
Healthcare Alert | January 7, 2019

PA Supreme Court Declines to Consider Constitutional Challenge to Statutory Damages Cap Applicable to Commonwealth Agencies
Litigation Alert | October 25, 2018

PA Supreme Court Dramatically Changes Scope of Qualified Immunity for Government Entities for Torts Related to “Operation of a Motor Vehicle”
Litigation Alert | September 6, 2018

No More Power to Imply: *Gonzaga v. Doe* and the Evisceration of § 253(c) of the Telecommunications Act 27
Cardozo Arts & Ent. L.J. 511 | 2009

Cases & Deals

White and Williams Delivers Trial Victory for Horizon Healthcare Services, Inc.
June 5, 2019

White and Williams Secures Reversal of Critical Ruling Involving Confidential and Proprietary Business Information
July 7, 2016