

PHILIP HALL-PARTYKA
Vice President

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Mr. Hall-Partyka specializes in applying statistical and financial analyses in support of insurance, valuation, investment suitability, and matters related to the Employment Retirement Income Security Act (ERISA). He has managed numerous assignments involving various health care entities, including hospitals and health insurance companies. Many of these assignments involved analyzing large claims datasets with millions of observations, and have included assessing the reasonable value of medical services for physicians and hospitals. His experience on ERISA-related matters includes evaluations of 401(k) plan fees, returns, and the appropriateness of selected investment options. Prior to joining Analysis Group, Mr. Hall-Partyka worked as an analyst at a think tank specializing in defense policy issues.

EDUCATION

2016 M.B.A., USC Marshall School of Business
2012 B.A., economics, Wesleyan University

PROFESSIONAL EXPERIENCE

2016–Present Analysis Group, Inc.
 Vice President (2023–Present)
 Manager (2020–2022)
 Associate (2016–2019)

2015–2016 Kerwood Capital Partners
 Associate

2012–2014 RAND Corporation
 Analyst

SELECTED CONSULTING EXPERIENCE

Health Insurance

- **Payer/provider disputes (multiple confidential engagements)**
Provided consulting support and supported experts in more than 20 disputes between payers and providers regarding the appropriate payment rate for non-contracted medical disputes. Engaged by payers in matters involving hospitals, psychiatric services, and professional groups. Topics have included benchmarking payment rates of medical services, hospital profitability, role of leased networks, and reasonable and customary methodologies. Engagements have typically involved analysis of claims data from the payer, claims data from the provider, and third-party benchmark data.

- ***California Spine and Neurosurgery Institute v. California Physicians' Service, dba Blue Shield of California***
Superior Court of California, Los Angeles County
Supported two experts for Blue Shield of California regarding the reasonable value of the medical services provided and the appropriateness of the services billed. The jury returned a verdict for the defense.
- ***San Jose Neurospine v. California Physicians' Service, dba Blue Shield of California***
Superior Court of California, Santa Clara County
Supported two experts for Blue Shield of California related to the reasonable value of the medical services provided and the appropriateness of the services billed. The jury returned a verdict for the defense.
- ***Cary Shakespeare, M.D., et al. v. Adventist Health Systems/West***
Superior Court of California, Placer Clara County
Supported an expert on behalf of the defendants; they provided trial testimony related to the plaintiffs' alleged loss of income from the expiration of an emergency department call contract, and the reduction in the plaintiffs' surgical block time at the defendant hospital.

Finance and Securities

- **ERISA matters, including inappropriate investment options in 401(k) plans and payment of excessive fees for services provided (multiple engagements)**
Supported class certification, academic and industry liability, and damages experts in various analyses related to the selection and monitoring of investment options available in various individual 401(k) plans. Analyses included evaluations of the processes used to select and monitor investment options, and the performance and fees of investment options once selected. Challenged investment options have included affiliated investment products, actively managed mutual funds, money market funds, and stable value funds that were included as options in various 401(k) plan lineups.
- ***Wildman, et al. v. American Century Services, LLC, et al.***
US District Court, Western District of Missouri
Supported two experts who addressed fiduciary process and investment performance issues on behalf of American Century. The court found for the defendant.
- ***Saul Chill, et al. v. Calamos Advisors LLC***
US District Court, Southern District of New York
Supported two experts who provided trial testimony on topics including board governance, reasonableness of mutual fund fees, economies of scale, and mutual fund profitability on behalf of the defendant. The court found for the defendant.
- ***In re: Davis New York Venture Fund Fee Litigation***
US District Court, Southern District of New York
Supported expert who addressed issues related to reasonableness of mutual fund and sub-advisor fees on behalf of the defendant. Summary judgment was granted for the defendant.

Business Valuation and Commercial Damages

- **Confidential divorce cases (multiple confidential engagements)**
Supported an expert in valuations of professional practices, including law firms and accounting firms. In addition, conducted valuations of numerous private businesses.
- ***ADT LLC and ADT US Holdings, Inc. v. Vivint, Inc.***
Supported an expert who provided testimony on issues related to the value of lost customer accounts and lost profits on behalf of defendants.

Expert Testimony

October 2022 Expert deposition in *Saint Alphonsus Health Alliance, Inc., et al. v. Corizon LLC, et al.*
(health insurance payor-provider matter)

ARTICLES AND PUBLICATIONS

“When it Comes to the Price Transparency Rule, Not All Data is Created Equal,” with Mark Gustafson and Hristina Bojadzieva Bartlett, *ABA Health eSource* (August 2021)

“COVID-19’s Strain On Hospitals May Necessitate More Relief,” with Bruce Deal and Mark Gustafson, *Law360* (May 26, 2020)

“ERISA Litigation Involving Welfare Plans,” with Mark Gustafson, D. Lee Heavner, and Peter Rybolt, *Recent Developments in Business and Corporate Litigation: 2020 Edition, Volume 1* (ERISA chapter), ABA Publishing (2020)