



## James E. Dering

### Partner

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#### PRACTICE

Business  
Compliance and White Collar Defense  
Discharge Planning, Patient Rights and Elder Law  
Finance and Real Estate  
Health Care  
Home Care  
Litigation and Arbitration

#### EDUCATION

Albany Law School of Union University  
(J.D., *cum laude*, 1991)  
Ithaca College  
(B.S., 1988)

#### BAR ADMISSIONS

New York

#### COURT ADMISSIONS

New York Supreme Court, Appellate Division  
United States Court of Appeals, Second Circuit  
U.S. District Court of New York, Northern District

#### PROFESSIONAL ASSOCIATIONS

New York State Bar Association  
American Health Lawyers Association

James E. Dering is a Partner at Garfunkel Wild, P.C. He joined the firm in 2015 and is a member of the firm's Health Care; Home Care; Business; Compliance and White Collar Defense; Discharge Planning, Patient Rights and Elder Law; Finance and Real Estate; and Litigation and Arbitration practice groups.

Prior to joining Garfunkel Wild, Mr. Dering served as General Counsel of the New York State Department of Health (DOH or Department), and served as the Department's Deputy General Counsel and Director of the Bureau of House Counsel earlier in his career. As General Counsel, he was the chief legal advisor to the Commissioner of Health and oversaw approximately 125 attorneys and staff. In addition to providing legal services to programs across DOH, Mr. Dering worked on the Department's response to public health threats such as Hurricane Irene and Tropical Storm Lee, Superstorm Sandy, Ebola, Legionella, and synthetic marijuana and bath salts. He was also involved in implementation of legislation such as the Compassionate Care Act (Medical Marijuana Program) and the Marriage Equality Act.

Mr. Dering served as Bureau Chief of the New York State Attorney General's Health Care Bureau, and held other titles with the Office of the Attorney General (OAG) before that. At the OAG, he was a key member of the Attorney General's Healthcare Industry Task Force for the Ingenix/Usual, Customary and Reasonable (UCR) investigation that resulted in settlements with insurers that included industry-wide changes to the national reimbursement system for out-of-network care, almost \$100 million in settlement funds, and the creation of FAIR Health, Inc.

Mr. Dering began his career at an Albany, N.Y. law firm where he became a partner and practiced for more than 10 years. His practice included health care, insurance and corporate law, as well as litigation.

He received a B.S. in Business Management from Ithaca College in 1988 and a J.D., *cum laude*, from Albany Law School of Union University in 1991.

Mr. Dering serves as a Commissioner on the New York State Joint Commission on Public Ethics (appointed by Governor Andrew M. Cuomo). His current and past volunteer activities include serving as Trustee of the Albany College of Pharmacy and Health Sciences, President of the Bethlehem Central School District Board of Education, Vice Chair of the Public Health Sector Task Force of the American Health Lawyers Association, church trustee, lake association board member, and youth soccer and tennis coach.

## **Publications**

- Legal Tools for Managing a Public Health Crisis, NYSBA Health Law Journal, Summer 2020 (Vol. 25, No. 2)
- Reviewed/updated chapter titled “Physician Profiling”, Legal Manual for New York Physicians (6th Edition)