

GABRIELLE OSBORNE, ESQ.

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1018 Sonesta Avenue, Brandon, Florida 33511

WORK EXPERIENCE

Partner-Beytin, McLaughlin, McLaughlin, O'Hara, Kinman & Bocchino, P.A.

Recognized in 2010, 2011 & 2012 Best Law Firms, Medical Malpractice, U.S. News & World Report (2005 to 2018)

Appellate Practice

- Handle appellate cases from inception
- Advise all trial counsel related to preservation or error, standard of review and other appellate concerns
- Prepare successful initial, answer and reply briefs
- Prepare cross-appeals and petitions for writ of certiorari
- Present oral arguments before the Second District Court of Appeal and Fifth District Court of Appeal
- Answer jurisdictional questions regarding final and non-final trial court decisions

Health Care & Administrative Law Practice

- Defend health care providers before the Florida Department of Health and various licensing boards
- Defend physicians responding to FMQAI, CMS and Medicaid investigations
- Assist and Defend physician practices with HIPAA compliance and breach notification issues
- Defend NICA cases involving catastrophic infant injuries, before the Division of Administrative Hearings
- Review consent documents, arbitration agreements, patient dismissal letters, policies and procedures and business associates agreements
- Provide immediate risk management services to medical groups

Trial and Litigation Practice

- Take and defend depositions of medical expert witnesses, parties and fact witnesses
- Prepare clients and expert witnesses for depositions in medical malpractice cases
- Handle all presuit matters outlined in Chapter 766, Florida Statutes
- Collaborate with top medical expert witnesses in the country
- Draft and argue motions to dismiss, summary judgments, motions in limine etc.
- Attend case management conferences, pre-trial conferences and other hearings
- Present cases in arbitration proceedings and mediations
- Prepare and review written discovery, objections and privilege logs
- Participate in jury selection
- Conduct cross and direct examinations of witnesses

AWARDS & OTHER RECOGNITION

- ❖ Recognized by *Super Lawyer Magazine* in 2013, 2014, 2017 and 2018 as a Rising Star in Medical Malpractice
- ❖ Recognized by *Tampa Bay Magazine* as an Outstanding Young Lawyer in 2013, 2014, 2017 and 2018

EDUCATION & LICENSURE

- **Stetson University, College of Law, J.D.**, May, 2005 *Cum Laude Top 25% of class*
- **Florida State University, B.S.**, April, 2002 *Summa Cum Laude & Phi Beta Kappa GPA: 4.0*
Degree: Bachelor of Science **Major:** Political Science **Minor:** World Humanities/Literature
- Admitted to the Florida Bar since 2005 & the U.S. Middle District of Florida since 2005

PUBLICATIONS

- Reviewer, Florida Medical Malpractice Handbook. 1st Ed. 2006, published by the Florida Bar & Lexis Nexis
- Author, *Arbitration Agreements; What Every Risk Manager Should Know*. Quarterly Journal, Florida Society of Hospital Risk Managers.
- Author, “Same, Similar, and Everything in Between: Appellate Courts’ Review of the Same-Specialty Requirement for Presuit Experts in Medical Malpractice Cases.” *The Florida Bar Journal*.

PRESENTATIONS

- Main Presenter, Risk Management for an Electronic World, 2012, Baycare Health Systems
- Main Presenter, Ten Points of HIPAA Privacy, The Women’s Group 2012-2014
- Main Presenter, Ten Things Every New Physician Should Know, 2012 Bayfront Medical Center
- Main Presenter, HIPAA Privacy Basics & Breach Procedures, 2015 Millennium Medical Consultants
- Main Presenter, Risk and Document Management for Medical Office Managers & Staff, 2017 St. Joseph’s Women’s Hospital
- Co-Presenter, Stopping Discrimination Before it Starts: The Impact of Civil Rights Laws on Healthcare Disparities - A Medical School Curriculum, 2018 Florida Orthopaedic Institute

OTHER GOVERNMENT & LEGAL EXPERIENCE

Trial Team-Stetson University, College of Law-Persistently Ranked No. 1 in Trial Advocacy

- 1st Place, Southeastern Regional Championship, National Civil Trial Competition (NCTC)
- Semi-finalist, National Civil Trial Competition (NCTC) San Antonio, TX 2005
- 1st Place, Chester Bedell Memorial, Florida Trial Lawyers Section, Florida Bar 2003
- 1st Place, Academy of Florida Trial Lawyers (AFTL) Competition 2003

Moot Court-Stetson University, College of Law

- Best Brief, Stetson Moot Court Competition 2003
- Participant, PACE University National Environmental Competition 2004
- Semifinalist, Robert Orseck Moot Court Memorial Competition 2004
- Associate Justice, Moot Court Board 2004-2005

Other Recognition

- Ralph Harris Ferrell Competition Award for Excellence in Intercollegiate Competition
- Order of Barristers

Government Internships

- Public Defender, Sixth Judicial Circuit 2005
- University Community Hospital 2004
- Florida Medical Association, Governmental Affairs 2001
- Florida Department of State, Office of International Affairs 2001

COMMUNITY INVOLVEMENT

- Founding Chairman, **Future Leaders in Philanthropy or “FLIP”** affiliated with Bayfront Medical Center
- Patron, **Bayfront Medical Center Foundation** 2012 and 2013
- Member, **St. Anthony’s Partner’s in Philanthropy**
- Member, **Hillsborough County Bar Association**
- Member, **Florida Society of Hospital Risk Managers**, Communications Committee 2010
- Member, **Asian Pacific Bar Association**
- Member, **National Association for Professional Women**