

Mark J. Silberman

Vice Chair, Healthcare Practice Group

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Overview

Mark is an experienced trial lawyer, healthcare attorney and litigator who advises healthcare professionals and organizations on navigating an increasingly complex regulatory environment. His practice focuses on government and regulatory compliance, healthcare investigations, False Claims Act matters, white-collar criminal defense, healthcare litigation, and all aspects of the Illinois Certificate of Need program.

Mark handles audit, compliance, investigations and enforcement actions involving HHS-OIG, the Medicare/Medicaid programs, the Illinois Department of Public Health, and Illinois Health Facilities and Services Review Board (Certificate of Need). He advises clients regarding managing and avoiding allegations of health care fraud and health care-related criminal conduct, addressing concerns related to the Anti-Kickback Statute, and pharmacy and pharmaceutical related litigation. He provides counsel and litigation services for physicians, facilities and pharmacies engaged with any federal agency, along with handling Medicare/Medicaid reimbursement issues, False Claims Act/Qui Tam defense, and various health care transactional matters. Mark also serves as the outside General Counsel to the American Association of Nurse Anesthetists.

Client Testimonials

“Mark demonstrates brilliance in advisory and investigative work.” – Benesch Client, Chambers USA

Representative Matters

- Represented US HealthVest, LLC in its acquisition of Illinois hospital, 70-bed Vista Medical Center West, from Community Health Systems, Inc. spin-off Quorum Health Corp.

- Management of internal investigation to evaluate potential need for self-disclosure and evaluation of potential False Claims Act liability.
- Submission of application to establish a surgery center focused on vascular access procedures. See 17-018 - DuPage Vascular Care, Woodridge.
- Successful management of investigation into alleged conduct of executive resulting in declination of any charges (resulting in indictment of six other individuals);
- Represented the owners of a Home Health Agency throughout the government issuance of a search warrant and related investigation without charges being filed.
- Represented a long-term care facility owners supporting the decision of the Illinois Certificate of Need Board resulting in upholding the Board decision and clarification of Board's authority. ManorCare Health Services, LLC v. Illinois Health Facilities & Services Review Board, 2016 IL App (2d) 151214 (2016).
- As the former General Counsel of the Health Facilities and Services Review Board, represented a group of nursing homes before the Board, in the Circuit Court, and at the Appellate Court to support a decision of the Certificate of Need Board. See, ManorCare Health Services, LLC v. Illinois Health Facilities & Services Review Board, 2016 IL App (2d) 151214. The case was a landmark case resulting in clarification of the Board's authority to interpret its own regulations and to utilize its discretion in making decisions regarding the design and advancement of health care in Illinois.
- Helped U.S. HealthVest obtain regulatory approval to establish a new 100-bed specialty hospital in Northbrook, Illinois, thus fundamentally improving access to mental health and addiction care for a major portion of Lake and Cook Counties. See Project # 16-011 - Northbrook Behavioral Hospital, Northbrook.

Credentials

EDUCATION

- University of Illinois College of Law, 1998, J.D., *cum laude*
- Brandeis University, 1995, B.A., *cum laude*

BAR & COURT ADMISSIONS

- Illinois
- U.S. District Court for the Northern District of Illinois
- Trial Bar for the Northern District of Illinois
- U.S. District Court for the Southern District of Illinois
- U.S. District Court for the Central District of Illinois
- U.S. Court of Appeals for the Seventh Circuit

Awards & Recognition

- Listed, *The Best Lawyers in America*, Health Care Law, 2027
- Listed, Chambers USA Leading Lawyers, Healthcare, 2018-2026
- Listed, Legal 500 City Elite, Healthcare, 2026
- Named, Leading Lawyer, Law Bulletin Media, 2022, 2025
- Named, Leading Health Lawyer, Law Bulletin Media, 2014-2017
- Listed, Illinois Rising Stars, 2013
- Named, Prosecutor of the Year, Springfield Police Department – Narcotics Unit, 2003

News & Insights

- Word on the Street: State AGs Set Their Sights on Antitrust, Data Centers and Healthcare
  September 17, 2026 | Client Alerts & Insights
- 126 Benesch Attorneys Recognized in 2027 Best Lawyers® Rankings
  August 20, 2026 | Press Releases
- Benesch Partner Mark Silberman Quoted in Law360 on CMS Autism Therapy Audit Guidance
  August 11, 2026 | Media Mentions
- Benesch Partner Mark Silberman Quoted in Modern Healthcare on Medicare DSH Ruling's Impact on Safety-Net Hospitals
  August 5, 2026 | Media Mentions
- Benesch Partner Mark Silberman Quoted in Healio on DOJ's $6.5 Billion Healthcare Fraud Enforcement Sweep
  July 30, 2026 | Media Mentions
- 16 Benesch Attorneys Recognized in 2026 Legal 500 City Elite Rankings
  July 28, 2026 | Press Releases
- Benesch Attorneys Mark Silberman, Ryan Levitt, Johanes Maliza, SaDella Duval D'Adrian and Meghan Golden Published in IICLE Federal Criminal Practice 2026
  July 1, 2026 | Contributed Content & Presentations
- Feds Set Their Sights on Ohio: Unpacking the Federal-State Partnership
  June 22, 2026 | Client Alerts & Insights
- Benesch Recognized as Leading Law Firm by Chambers USA 2026 with Record Growth in National and Regional Rankings
  June 4, 2026 | Press Releases
- Benesch Partner Mark Silberman Quoted in Crain's Chicago Business on AI-Driven Medicaid Audits and Provider Compliance Risks
  May 26, 2026 | Media Mentions

Speaking & Events

PAST EVENTS

- Long-Term Care Requirements of Participation (RoP's) - Phase 3 | Mark J. Silberman, Tammy Becker
  March 8, 2023 | Speaking Engagement
- Understanding Fraud and Abuse Risks and Learning from Past Government Enforcement Actions | Mark J. Silberman, Jake A. Cilek, Nicholas E. Adamson
  March 2, 2023 | Speaking Engagement
- Post-Dobbs Updates - What Every Employer Needs to Know Now | Holly F. Gross, Margo Wolf O'Donnell, Shaylor Steele, Ryan T. Sulkin, and Mark J. Silberman
  September 7, 2022 - September 8, 2022 | Firm Events
- Surveys in a Post-COVID World: Prepare for the Worst | Mark J. Silberman
  August 18, 2022 | Speaking Engagement
- Benesch Heathcare+ First Annual Nephrology and Dialysis Conference
  December 2, 2021 | Speaking Engagement