



Mark J. Silberman

Vice Chair, Healthcare Practice Group

Chicago

T 312.212.4952

msilberman@beneschlaw.com

Overview

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

Mark is an experienced trial lawyer, health care attorney and litigator. His practice focuses on helping health care professionals and businesses navigate the complex and changing landscape of health care with an emphasis on achieving governmental and regulatory compliance.

Mark concentrates on managing internal and external health care investigations, False Claims Act cases, white collar criminal defense, all forms of health care 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.

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
- 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 long-term care facility owners supporting decision of Illinois Certificate of Need Board resulting in upholding of Board decision and clarification of Board's authority.
- 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
- 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.

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, Chambers USA Leading Lawyers, Healthcare, 2018-2026
- 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

- [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
- [HHS OIG Sends a Strong Warning to State Medicaid Fraud Control Units: Signals Aggressive Federal Oversight of State Medicaid Fraud Enforcement](#)
May 13, 2026 | Client Alerts & Insights
- [CMS Imposes Nationwide Moratorium on Home Health Agency and Hospice Enrollments](#)
May 13, 2026 | Client Alerts & Insights
- [The Devil is in the Details: DOJ Provides New Insights Regarding National Fraud Enforcement Division's Priorities](#)
April 23, 2026 | Client Alerts & Insights
- [Increased Medicare Enforcement Forthcoming? Minnesota Legislature, Attorney General Propose Expanded Charging Authority, Higher Penalties](#)
March 4, 2026 | Client Alerts & Insights
- [Benesch Partner Mark Silberman Quoted in Modern Healthcare on CMS' New Fraud Enforcement Initiative](#)
March 2, 2026 | Media Mentions
- [Healthcare Fraud: The Last Bastion of Federal and State White-Collar Enforcement](#)
February 16, 2026 | Client Alerts & Insights
- [A \\$10 Million Warning Shot: State Attorney General Worker Misclassification Enforcement Puts Healthcare Industry on High Alert](#)
November 6, 2025 | Client Alerts & Insights
- [Seventh Circuit Holds Drug Manufacturer's AMP Reporting Violated False Claims Act by Excluding Post-Sale Price Increases](#)
September 11, 2025 | Client Alerts & Insights

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, Yelena G. Katz, 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 Healthcare+ First Annual Nephrology and Dialysis Conference
December 2, 2021 | Speaking Engagement