



## Christy Tosh Crider

Shareholder

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Christy Tosh Crider is chair of the Firm's Health Care Litigation Group and Baker Women, and is a member of the Firm's board of directors.

Christy Tosh Crider serves as chair of the Firm's Health Care Litigation Group and Baker Women, founded the Firm's Long Term Care Group, and is a member of the Firm's board of directors. She has successfully tried cases in many venues including state trial court, before the Tennessee Department of Health, before numerous arbitrators, and before the governing body of the United Network of Organ Sharing. As an experienced appellate attorney, Christy has presented oral arguments before the Tennessee Supreme Court and Tennessee Court of Appeals. She serves as an arbitrator and is certified by the American Arbitration Association (AAA). Christy concentrates her practice in health care litigation, managing the litigation of numerous health care facilities around the country, as well as serving as outside general counsel.

Christy provides counsel to health care companies on quality assurance, corporate compliance, general business advice and litigation avoidance challenging survey citations, and government investigations. She represents many health care related organizations, including organ procurement organizations and tissue banks, long term care providers, onsite health centers, and one of the largest behavioral health companies in the country.

During Christy's tenure as the Baker Women Chair, Baker Donelson has earned numerous recognitions as an exceptional workplace for women, including being named by Seramount (formerly Working Mother Media) to its "Best Law Firms for Women" list, and being ranked fifteenth nationally in diversity for women in the 2022 edition of *Vault, Inc.*'s "Best Law Firms for Diversity." The Firm was also recognized by the Chambers Women in Law Awards: USA 2018 as a finalist in the category of Outstanding Firm in Advancing Gender Diversity and Inclusion.

These national accolades are the culmination of years of Christy's leadership. She has overseen numerous key initiatives, including the adoption of an industry-leading parental leave policy; implementation of a Firm-wide mentoring program for women; creating a program that awards business development grants to women attorneys; and a training program designed to help women attorneys achieve equity shareholder status. Christy was named a 2018 recipient of the A Great Place to Work® For All Leadership Award by *FORTUNE* magazine.

### Representative Matters

- In 2022, argued before the Tennessee Court of Appeals and won an issue of first impression for health care providers establishing legal precedent that health care providers can rely upon a power of attorney document that is valid on its face. Click [here](#) to watch.
- In 2022, tried and won a case before the Tennessee Department of Health Licensure Board against the Tennessee attorney general's office for a health care provider, resulting in the removal of a Type A civil monetary penalty.
- In 2022, presented oral argument before the Tennessee Supreme Court and twice before the Tennessee Court of Appeals on issues of first impression for long term care providers.
- In 2020 and 2021, successfully arbitrated to final ruling health care litigation cases in Kentucky and Tennessee.

- Led a team that successfully challenged a Centers for Medicare & Medicaid Services (CMS) Immediate Jeopardy citation for a long term care provider related to COVID-19 deaths.
- Tried before an Administrative Law Judge and won a complete reversal of a CMS citation of Immediate Jeopardy against a long term care provider related to the monitoring for side effects of blood thinners.
- Obtained a complete defense verdict in arbitration for a nursing home client sued for a resident fall with a broken hip.
- Resolved successfully a lawsuit brought under the False Claims Act by the Department of Justice (DOJ) for substandard care for a long term care provider after multi-day evidentiary hearing.
- Tried successfully one of the only cases presented to the United Network for Organ Sharing governing body for an Organ Procurement Organization in New Mexico, securing reversal of an adverse action.
- Assisted a long term care provider in negotiations with CMS resulting in a reduction in Civil Monetary Penalty of more than \$1 million.
- Provided advice on post-trial and appeal issues in a long term care punitive damages case involving an eight-figure verdict.
- Presented oral argument before the Tennessee Supreme Court on an issue of first impression involving whether the existence of a durable power of attorney lifts the tolling of the statute of limitations for an incompetent resident.
- Presented oral argument before the Tennessee Court of Appeals and won an issue of first impression for long term care providers regarding whether the Tennessee Adult Protection Act applies to negligent care lawsuits filed against long term care providers which should fall within the scope of the Medical Malpractice Act.
- Presented oral argument before the Tennessee Court of Appeals on an issue of first impression for long term care providers concerning the authority of a relative of a long term care resident to enter into an arbitration agreement on the resident's behalf.
- Presented oral argument before the Tennessee Court of Appeals on an issue of first impression for long term care providers regarding whether a mandatory arbitration agreement with a 30-day revocation clause is a contract of adhesion, and whether a provision allowing the nursing home to sue in court for collection actions makes the arbitration agreement unconscionable.
- Tried to a successful jury verdict the first long term care wrongful death case to go to verdict in more than a decade, for one of the largest privately-owned nursing home chains in the country.
- Achieved a full defense verdict in the second long term care medical malpractice case ever to go to arbitration in Tennessee.
- Achieved a successful settlement during the defendant's proof in the fourth long term care medical malpractice case ever to go to arbitration in Tennessee.
- Successfully negotiated with a major national television network to remove incorrect and misleading pieces of a story before it aired for a tissue bank.
- Successfully compelled to arbitration and dismissed from court several long term care wrongful death cases.
- Won summary judgment in an apartment fire case.
- Obtained the dismissal of all counts against long term care providers, except medical malpractice, in many wrongful death cases.
- Successfully defended a wrongful death Dram Shop Act case.
- Drafted arbitration agreements for dozens of long term care facilities and trained the facilities on how to use them.
- Represented a retirement community in resolving a Civil Monetary Penalty levied against the community based on a COVID-19 Infection Control Survey. Won a ruling in favor of the retirement community in a hearing before the Tennessee Board of Healthcare Facilities.



## Professional Honors & Activities

- Listed in *The Best Lawyers in America*® for Health Care Litigation (2018 – 2024) and Personal Injury Litigation - Defendants (2024)
- Named the Best Lawyers® 2019 Health Care Litigation "Lawyer of the Year" in Nashville
- Listed in *Chambers USA* as a leading Litigation: Medical Malpractice Defense lawyer in Tennessee (2020 – 2023)
- Listed in *Who's Who Legal* in Healthcare (2020)
- Recipient – A Great Place to Work® For All Leadership Award by *FORTUNE* magazine (2018)
- Selected to Mid-South Super Lawyers in Health Care (2013 – 2023); listed as among the top 50 female attorneys in the Mid-South (2016, 2021, 2022); listed as among the top 50 attorneys in Nashville and top 100 attorneys in Tennessee (2016, 2021, 2022)
- Listed in *Mid-South Rising Stars* (2008 – 2012)
- AV® Preeminent™ Peer Review Rated by Martindale-Hubbell
- Listed in BTI Consulting Group's *Client Service All-Stars for Law Firms* (2022, 2023)
- Finalist – *Chambers USA* 2015 Women in Law Awards Outstanding Achievement Award (Private Practice)
- Named as one of the "2015 Women to Watch" by *The Nashville Medical News*
- Selected as "The Best of the Bar" by the *Nashville Business Journal* (2023)
- Recipient – 2013 Women of Influence Award, *Nashville Business Journal*
- Featured on the cover of the Nashville Medical News, *In Charge Magazine* (January 2013)
- Finalist, Law Category – 2012 Nashville Emerging Leader Awards
- Named "Top 40 Professional in Tennessee Under 40," *Nashville Business Journal* (2011)
- Named "Health Care Hero Champion," *Nashville Business Journal* (2011)
- Named "Health Care 100" in Middle Tennessee, *Nashville Business Journal* (2004 – 2006)
- Member – Nashville, Tennessee, Arkansas, Kentucky and American Bar Associations
- Member – American Health Law Association (AHLA), Long Term Care Section
- Best Oralist – Vanderbilt National First Amendment Moot Court Competition
- Best Oralist – University of Arkansas Fall and Spring Moot Court Competition
- Chair – University of Arkansas Trial Advocacy Team
- Outstanding Graduate in Appellate Advocacy – University of Arkansas
- Associate Member – Tennessee Health Care Association (THCA) (2005 – present)
- Chair – Baker Women (2014 – present)
- Marketing Chair – Baker Women (2008 – 2014)
- Chair – Baker Donelson Nashville Office Charitable Contributions Committee (2007 – 2014)
- Advisory Board Member – Baker Donelson D&I Compact Committee (2020)
- Member – Kentucky Association of Health Care Facilities (KAHCF) Vendor Committee



## Certifications

- Certified as an arbitrator by the American Arbitration Association



## Publications

- "Landmark Ruling: Victory for Powers of Attorney and Health Care Providers" (February 2024)
- "The Secret to Finding 'Balance'," *Women's Initiative Newsletter*; republished in the September/October 2023, *Tennessee Bar Journal* (June 2023)
- "Women Leaving Law," *Leopard Solutions* (July 2022)
- "Women in Long Term Care: Bridgette Uhlemann of Life Care Services" (December 2021)
- "Spotlight: Signature HealthCARE and Associate Counsel Melissa Gruner," *Women's Initiative Newsletter* (May 2021)
- "Baker's Dozen: Honoring Moms Everywhere," *Women's Initiative Newsletter* (May 2021)

- "A Case Study in COVID-19 Criminality," *McKnight's Long-Term Care News* (February 2021)
- "COVID-19 Outbreak Leads to Handcuffs for Holyoke Soldiers' Home Leadership" (January 2021)
- "Diversity in Leadership – A Call for Heroes to Turn Words into Action," *Women's Initiative Newsletter* (September 2020)
- "At the Crossroads: Legal Considerations Where Government Investigations Overlap with Tort Risk in Long Term Care," republished May 19, 2020, in *McKnight's Long-Term Care News* (April 29, 2020)
- "How to Stop Chasing Mirages and Pursue Joy with Intention," The Alexander Group (January 2020)
- "Make Joy a Plan," *Women's Initiative Newsletter* (December 2019)
- "Q&A with Anna Long-Humphrey, In-House Counsel for DCI Donor Services, Inc.," *Women's Initiative Newsletter* (December 2019)
- "Baker's Dozen: Gift Giving," *Women's Initiative Newsletter* (December 2019)
- "Arbitration Agreements in Your Long Term Care Community – CMS Says It's Mandatory to Be Optional" (August 2019)
- "Advice for Women Making Decisions for Aging Parents: Q&A with Cindy Baier, President and CEO, Brookdale Senior Living," *Women's Initiative Newsletter* (August 2019)
- "Get Ready – Long Term Care Class Actions Have Morphed And Are Even Uglier," Senior Housing Newsletter (August 2018)
- "Facing Political Unrest, While Keeping Inner Peace," *Inside Counsel* (May 2017)
- "5 Things Law Firms Can Do to Work Toward Gender Equality," *Nashville Business Journal* (October 2016)
- Co-author – "The Elder Justice Task Force and DOJ Investigations: Is Your Client at Risk?," *AHLA Weekly* (September 2016)
- Co-author – "Navigating Reimbursement for Telemedicine," *McKnight's Long-Term Care News* (June 2016)
- Featured – "60 Seconds with...Christy Tosh Crider," *McKnight's Long-Term Care News* (June 2016)
- Co-author – "Should your facility try telemedicine?," *McKnight's Long-Term Care News* (May 2016)
- "I'm SO STRESSED; this is going to be beautiful," *Inside Counsel* (October 2015)
- "Ten Tips to Lower Your LTC Litigation Costs," *McKnight's Long-Term Care News* (December 2013)



## Speaking Engagements

- Moderator – "Presidents' Panel: A View From the Top," 2022 Baker Donelson Long Term Care Symposium (November 2022)
- "Choosing Your Career Path with Intention," Vanderbilt Law School Women's Association (April 2022)
- "Effective Defenses to COVID-19 Regulatory Citations and Wrongful Death Lawsuits," AHLA 2021 Virtual Long Term Care and the Law (March 2021)
- "The DOJ's Elder Abuse and Nursing Home Initiatives," Federal Bar Association, Qui Tam Section (January 2021)
- "Remembering Justice Ruth Bader Ginsburg," AHLA Speaking of Health Law Podcast (December 2020)
- Panelist – "Building a Culture of Diversity in Your Long Term Care Organization," Baker Donelson Long Term Care Symposium (November 2020)
- Moderator – "The Quadruple Threat of COVID-19: Police, Surveyors, Professional Liability Lawsuits and Employment Lawsuits," Baker Donelson Long Term Care Symposium (November 2020)
- Moderator – "Presidents' Panel: A View from the Top," Baker Donelson Long Term Care Symposium (November 2020)
- "Mitigating Risk: Lessons learned from COVID-19," TOGETHER: LALA/LA-GS Virtual Joint Conference (October 2020)
- Panelist – "Navigating COVID-19 for the Nursing Home Procurement Professional," Society for Healthcare Organization Purchasing Professionals (SHOPP) webinar (April 2020)
- Moderator – "Presidents' Panel," Baker Donelson Long Term Care Symposium (November 2018)

- Moderator – "Improving the Bottom Line and Customer Satisfaction with Diversity in the C-Suite," Baker Donelson Long Term Care Symposium (November 2018)
- Panelist – "What Every Provider Needs to Know About Department of Justice Investigations Under the Elder Justice Task Force and Negotiating and Living with CIAs," Baker Donelson Long Term Care Symposium (November 2018)
- "Keeping Problematic Families From Negatively Impacting Care," Tennessee Health Care Association/Tennessee Center for Assisted Living (TNCAL) (August 2018)
- "Repositioning Your Case: Differentiating Arbitration and Mediation Techniques from Litigation Strategies," ACI Long Term Care Litigation & Risk Management Strategies, Miami, Florida (January 2018)
- "DOJ Investigations Under the Elder Justice Task Force," THCA/TNCAL Convention (August 2017)
- "The Importance of Setting Realistic Expectations with Families," THCA/TNCAL Convention (August 2017)
- "Roll Me Up and Smoke Me When I Die: Best Practices for Partnering with Hospice Providers," Baker Donelson Long Term Care Symposium (November 2016)
- "Courtesy of the Red, White and Blue: What Every Provider Needs to Know About DOJ Investigations Under the Elder Justice Task Force," Baker Donelson Long Term Care Symposium (November 2016)
- "Why You Gotta Be So Mean? – Plaintiffs' Counsel Panel," Baker Donelson Long Term Care Symposium (November 2016)
- "Mentoring Women: Is It Different?," ABA Health Law Litigation and Woman Advocate Committees Roundtable (January 2016)
- "Tips to Lower Your Long Term Care Litigation Costs," KAHCF 2014 Quality Summit (April 2014)
- Panelist – "In-House Think Tank Session I: Proactively Spotting Costly Litigation Red Flags and Managing Pre-Suit Challenges," ACI Fourth Annual Forum on Preventing and Defending Long Term Care Litigation, Miami, Florida (January 2014)
- "Setting Realistic Expectations and Arbitration Agreements," Elmcroft Senior Living Annual Meeting (March 2013)
- Moderator – "Proactively Spotting Costly Litigation Red Flags and Managing Pre-Suit Challenges," American Conference Institute (ACI) Third Annual Forum on Preventing and Defending Long Term Care Litigation, Miami, Florida (January 2013)
- "Time Management," Tennessee Bar Association Law Practice Management CLE (October 2012)
- "Stress & Time Management," Leadership Council on Legal Diversity (LCLD) panel session, Vanderbilt University Law School (October 2012)
- "The Ethics of Tennessee Tort Reform," Nashville Council of Health Care Attorneys (January 2012)
- "Get Paid for Care: Fighting Medicare Program Audits," THCA/TNCAL Annual Convention and Trade Show, Nashville, Tennessee (August 2011)
- "Big Survey Fines: Appeal or Pay," THCA/TNCAL Annual Convention and Trade Show, Nashville, Tennessee (August 2011)
- "Assisted Living Resident Service Agreement, Protecting Your Facility While Providing Quality Care," THCA (May 2011)



## Webinars

- Post-Dobbs: Intersection of Civil and Criminal Liability for Providers (August 2022)
- Coronavirus in Long Term Care: Managing Risk in Uncertain Times (March 23, 2020)
- An Insider's Guide to Elder Justice Task Force Investigations (October 2019)
- Does Your Arbitration Agreement Comply with CMS's New Requirements? (September 2019)



## Education

- University of Arkansas, J.D., 1996, with honors

- Ouachita Baptist University, B.A., 1993, cum laude



## Admissions

- Kentucky, 2012
- Tennessee, 1997
- Arkansas, 1996