

MARY KATE MCGRATH

CO-CHAIR, TELEHEALTH AND TELEMEDICINE PRACTICE GROUP
SHAREHOLDER



AREAS OF PRACTICE

Health Care Liability
Telehealth and Telemedicine
Long-Term Care Liability
General Liability

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2000 Market Street, Suite 2300
Philadelphia, PA 19103

ADMISSIONS

Pennsylvania
2003

EDUCATION

Brooklyn Law School (J.D.,
2001)

Northwestern University
(B.M., 1994)

HONORS & AWARDS

Pennsylvania Super Lawyers
Rising Star
2010-2013

OVERVIEW

Mary Kate is a member of the Health Care Department at Marshall Dennehey, and serves as co-chair of the Telehealth and Telemedicine Practice Group. She has extensive experience in the defense of health care providers, hospitals, health systems, rehabilitation centers and skilled nursing facilities from the onset of a client's involvement in a case through the appellate level. She also handles compliance matters, including defending and advising health care clients regarding government payment programs, electronic discovery and privacy matters. Mary Kate has been called upon by the media to provide insight and commentary on significant legal issues related to health care.

Mary Kate has obtained trial defense verdicts in the Philadelphia County Court of Common Pleas. Her representative cases include the defense of a physical therapist and a local hospital in a matter involving alleged permanent injuries sustained during treatment, and the defense of an emergency medicine physician in a wrongful death claim.

Prior to beginning her legal career, Mary Kate was a professional actor who worked on Broadway, off-Broadway and in regional theaters across the country. She was nominated for Barrymore Awards for performances at Philadelphia's Walnut Street Theater and Arden Theater Company. Following graduation from Brooklyn Law School in 2001, Mary Kate continued to perform nationally in theatrical productions and concerts before seeking admission to the Pennsylvania bar in 2003. [Click here](#) to see Mary Kate join with fellow alums from Northwestern University in singing "To The Memories" from NU's historic Waa-Mu Show.

Mary Kate is an active member of her community, supporting several local organizations. She serves as the Solicitor for Central Behavioral Health, and she volunteers with Commonwealth Youthchoirs, as a Group Manager for the Keystone

ASSOCIATIONS & MEMBERSHIPS

Actors Equity Association

Central Behavioral Health,
Solicitor (2015-present)

Philadelphia Area Society of
Healthcare Risk Management

YEAR JOINED

2012

State Boychoir. She has served as a pro bono child advocate for the Montgomery Child Advocacy Project. She serves as a cantor and Sunday Story teacher for Our Mother of Consolation Parish, and volunteers for Norwood Fontbonne Academy. In 2011, Mary Kate was involved with the Chestnut Hill Business Association, serving as the Chair of the Steering Committee for the First Annual Harry Potter Weekend in Chestnut Hill. In addition, since the beginning of the COVID-19 pandemic, Mary Kate and her family have volunteered with Kids to Kids, presenting a weekly Disney-themed Sing Along via Zoom.

THOUGHT LEADERSHIP

COVID-19 and Telehealth: Issues for Florida Providers on the Horizon and Beyond

Orlando
Philadelphia - Headquarters
Telehealth and Telemedicine
COVID-19 Task Force
April 29, 2021

How COVID-19 Accelerated Telehealth In 2020

Philadelphia - Headquarters
Telehealth and Telemedicine
COVID-19 Task Force
December 17, 2020
Law360 (December 17, 2020, 3:52 PM EST) --

Navigating NJ Telehealth and Telemedicine in the Climate of COVID-19

Philadelphia - Headquarters
Telehealth and Telemedicine
COVID-19 Task Force
May 5, 2020

Maintaining Patient Privacy With Telehealth and Telemedicine During the COVID-19 Crisis

COVID-19 Task Force
Telehealth and Telemedicine
April 15, 2020

Privacy Requirements During the COVID-19 Crisis

Telehealth and Telemedicine
COVID-19 Task Force
April 15, 2020

In an effort to keep pace with our clients' litigation and compliance needs The material in this law alert has been prepared for our readers by Marshall Dennehey Warner Coleman & Goggin.

CLASSES/SEMINARS TAUGHT

Charting the Course of Telehealth in the Post-COVID Landscape, ASHRM Webinar Series, April 27, 2021

Telehealth Emerging Legal and Regulatory Issues: Adopting and Implementing Innovative Solutions, Strafford webinar, November 5, 2020

Telehealth Update: Information and Best Practices to Protect Patients and Clinicians, webinar for Pennsylvania Association for Healthcare Risk Management 2020 Annual Fall Conference, September 11, 2020

Telehealth and Documentation in the Time of COVID-19: Information and Best Practices to Protect Patients and Clinicians webinar, April 23 and May 14, 2020

Telehealth Lightning Round, Marshall Dennehey Health Care and Health Law Seminar, November 7, 2019

Trends in Telehealth and Pennsylvania Medical Malpractice Litigation, Podiatric Insurance Company of America at Temple University School of Podiatric Medicine, August 23, 2019

Telehealth: Old Dogs, New Tricks?, TeamHealth 25th Annual Defense Counsel Summit, March 23, 2018

Quality Monitoring with "CPR" - Coding, Payback and Reporting to the OIG, Pennsylvania Health Care Association Annual Convention and Trade Show, September 27, 2016

PUBLISHED WORKS

"COVID-19 and Telehealth: Issues for Florida Providers on the Horizon and Beyond," *Orlando Medical News*, April 29, 2021

"How COVID-19 Accelerated Telehealth in 2020," *Law360.com*, December 17, 2020

"Navigating NJ Telehealth and Telemedicine in the Climate of COVID-19," *New Jersey Law Journal*, May 5, 2020

"Why It's Time To Embrace Telehealth as the New Normal," *The Legal Intelligencer*, April 15, 2020

Legal Updates for Health Law, Editor, 2015-present

"Navigating the Benevolent Gesture Liability Act," *The Legal Intelligencer*, March 18, 2014

Case Law Alerts, regular contributor, 2013-2018

MEDIA COMMENTARY

"PA Justices Could Shake Up Medical Peer Review Protections," *Law360*, February 20, 2020

"Patients Win Big as Pa. Justices Nix Med Mal Suit Time Limit," *Law 360*, November 13, 2019

"How Pa. High Court Ruling Makes Life Easier for Corp. Clients," *Law360*, July 1, 2019

RESULTS

Defense Verdict for Gastroenterologist Who Performed Routine Colonoscopy

Health Care Liability

August 25, 2016

Obtained a defense verdict in state court in Montgomery County involving aspiration pneumonia suffered by the plaintiff during a routine colonoscopy. We represented the gastroenterologist who had nothing to do with the administration of anesthesia. Following completion of the procedure, the plaintiff aspirated and was transferred to the hospital where he was diagnosed with aspiration pneumonia, treated and discharged after two days.

ER Doctor Exonerated in Medical Malpractice Case

Health Care Liability

April 21, 2016

Obtained a unanimous defense verdict in Bucks County, Pennsylvania on behalf of an emergency department physician who allegedly failed to diagnose a severe fracture of the tibial plateau shortly after the plaintiff claimed to have been pushed into a swimming pool.