



Kevin E. Raphael

Partner

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Kevin is a seasoned trial attorney with more than 25 years of experience spanning multiple areas of practice, including: white collar criminal defense and government investigations; False Claims Act defense; health care and complex commercial litigation, including class actions; Title IX investigations and litigation; and institutional responses to sexual misconduct.

He has taken hundreds of bench and jury trials to verdict, and has represented clients in appellate courts in Pennsylvania, New Jersey, Delaware and the Third Circuit Court of Appeals. Kevin focuses on resolving legal disputes in creative ways that enable businesses and individuals to achieve their strategic goals.

Kevin counsels and represents businesses, entities and individuals in several industries, including health care, higher education, and food and beverage. He has litigated a broad range of business disputes and defended clients in major white collar criminal and regulatory investigations involving allegations of fraud, false claims, public corruption and sexual abuse.

He writes and speaks frequently on health care litigation, government enforcement and white collar defense, and the False Claims Act.

Health Law

Health care clients — including health systems, provider practices, home and home health care, hospice and long-term care facilities, mental health facilities and practitioners — rely on Kevin for innovative legal advice on disputes involving:

- Joint venture agreements, practice lease arrangements and other contracts
- Private health insurance companies
- Recovery Audit Contractor (RAC) and Medicaid Integrity Program (MIP) audits
- False Claims Act investigations
- RICO and civil fraud
- Noncompetes and restrictive covenants

Kevin also advises clients in regard to Medicare overpayment demands and appeals. He helps entities respond to subpoenas where confidentiality is a concern, including the Mental Health Procedures Act and practitioner-patient privilege. Additionally, he counsels health care clients on business matters, and represents licensed professionals before licensing boards, credentialing committees, privileging committees and administrative entities.

White Collar Defense

Kevin advises and defends clients facing federal, state and local grand jury investigations, including government agencies, religious organizations, publicly traded and privately held businesses, home care and home health care entities, Durable Medical Equipment (DME) companies, compound and specialty pharmacies, laboratories, clergy and licensed professionals. In addition, he conducts internal investigations for a wide variety of companies, particularly those in the health care industry.

Educational Institutions

Kevin advises educational and other institutions on training and compliance related to Title IX and the Clery Act. He serves as a Title IX Investigator and Decision Maker. Kevin also counsels institutional clients concerning the investigation of, and response to, claims of sexual misconduct, discrimination, and Title IX violations.

Services

- Litigation
- White Collar Criminal Defense & Government Investigations
- Health Law
- Education
- Higher Education
- Food & Beverage

Before Fox Rothschild

Kevin joined us as a partner from a regional law firm. Before that, he practiced as an Assistant District Attorney for the Philadelphia Office of the District Attorney, where he was primarily responsible for investigating and prosecuting sexual assaults on minors and young adults.

He has served as an adjunct professor of Health Law for Widener University Delaware Law School and Thomas Jefferson University College of Population Health.

Beyond Fox Rothschild

Kevin served for three terms as a Senior Hearing Committee Member for the Disciplinary Board of the Supreme Court of Pennsylvania.

He is actively involved in Habitat for Humanity building projects in the Philadelphia area and serves on the Board of Northwest Victim Services, a nonprofit that provides counseling and advocacy services to crime victims.

Bar Admissions

- Pennsylvania
- New Jersey

Court Admissions

- U.S. District Court, Eastern District of Pennsylvania
- U.S. District Court, District of New Jersey
- U.S. Court of Appeals, Third Circuit

Education

- State University of New York at Buffalo Law School (J.D., *cum laude*)
- St. Lawrence University (B.A., *magna cum laude*, *Phi Beta Kappa*)

Memberships

- American Bar Association
- Pennsylvania Bar Association
 - Chair, Large Law Firm Committee
- Philadelphia Bar Association
- Health Care Compliance Association
- National Association of Criminal Defense Lawyers
- Pennsylvania Association of Criminal Defense Lawyers
- American Health Law Association
 - Former Vice Chair of Education – Fraud and Abuse Practice Group
 - Former Vice Chair of Publications – Fraud and Abuse Practice Group

Board of Directors

- Northwest Victim Services, 2001-present
 - Former President, former Treasurer

Accomplishments

- **Selected to the list of attorneys ranked by *Chambers USA* for Litigation: White Collar Crime & Government Investigations in Pennsylvania (2023-2025)**
This award is conferred by Chambers & Partners. A description of the selection methodology is [available here](#). No aspect of this advertisement has been approved by the Supreme Court of New Jersey.
- **Selected to the *Legal 500 US Elite* for White Collar Crime in Philadelphia (2026)**
This award is conferred by Legal 500. A description of the selection methodology is [available here](#). No aspect of this advertisement has been approved by the Supreme Court of New Jersey.
- **Selected to the "Best Lawyers in America" list for Health Care Law and Criminal Defense: White Collar (2022-2026) and Education Law (2026)**
This award is conferred by Best Lawyers. A description of the selection methodology is [available here](#). No aspect of this advertisement has been approved by the Supreme Court of New Jersey.
- **Selected to the "Super Lawyers" list for Health Care Law and White Collar Crimes (2010-2016, 2020-2025)**
This award is conferred by Thomson Reuters. A description of the selection methodology is [available here](#). No aspect of this advertisement has been approved by the Supreme Court of New Jersey.
- **Selected to the list of AV Preeminent attorneys**
This award is conferred by Martindale-Hubbell. A description of the selection methodology is [available here](#). No aspect of this advertisement has been approved by the Supreme Court of New Jersey.

Health Law

- Represented a large cardiology practice in a contractual dispute with a health system.
- Represented a large anesthesiology practice in a contractual dispute with health system.
- Represented physicians and physician practices in government investigations related to alleged violations of the Food Drug and Cosmetic Act.
- Represented private health insurance companies in affirmative fraud and RICO lawsuits in federal and state courts.
- Represent hospitals, nursing homes, mental health facilities, home health care, hospice and long-term nursing facilities and practice groups in Medicare, Medicaid and private health insurance company overpayment demands and fraud investigations.

White Collar Criminal Defense

- Represented a *Fortune* 500 Internet Service provider related to its reporting and compliance obligations under federal, state and international law concerning the discovery of child pornography placed by users.

- Represented clergy before the Pennsylvania State Grand Jury investigating child abuse in the church, on appeal before the Supreme Court of Pennsylvania, related to the constitutional deficiencies of the Pennsylvania Investigating Grand Jury Act.
- Represented municipalities and public officials in investigations related to public corruption.
- Represented compound pharmacies, laboratories, marketing companies, pharmacists and business owners in DEA, FDA and DOJ investigations.
- Conducted numerous internal investigations of health care entities related to allegations of health care fraud or alleged compliance violations.
- Represented religious organizations in federal, state and local criminal investigations related to sexual and physical abuse and alleged concealment.
- Represented chemical engineers and entities in investigations related to alleged environmental law violations.
- Represented home health care entities in defense of False Claims Act investigations, audits and grand jury investigations.

Commercial Litigation and Class Actions

- Represented a corporation in the food and beverage industry in defense of an employment benefits class action.
- Served as class counsel in a national consumer fraud class action that resulted in a large cash settlement, as well as injunctive relief and related class benefits.
- Represented a corporation in the food and beverage industry in responding to third-party discovery in a suit between the corporation's packaging suppliers.
- Represent private health insurance companies in affirmative fraud and RICO lawsuits in federal and state court.
- Represent clients in declaratory judgment actions related to contract interpretation.

Title IX

- Conducted an internal investigation for a university concerning allegations of numerous compliance violations in its Athletic Department.
- Conducted an internal investigation concerning allegations of racial discrimination related to a university's Division II Men's basketball team.
- Conducted an internal investigation that a university did not adequately investigate and respond to a Title IX sexual misconduct complaint.
- Provided Title IX training to presidents of a 14-university state system of education.
- Provided Title IX training and policy guidance to a number of colleges and universities.
- Served as a Title IX investigator for several colleges and universities.

Publications

April 28, 2026

The Presumption of Innocence Podcast Series

September 24, 2025

The 2025 White-Collar Symposium: Key Takeaways on the IRS, Trump Administration Enforcement Priorities and the False Claims Act

July 22, 2024

New Title IX Regs on Hold in Some States: How Colleges and Universities Can Still Prepare for August 1 Effective Date

2023-24

Chapter 6. Investigations - Medicare and Medicaid Fraud and Abuse, 2023-24 ed. (Health Law Series)
Medicare and Medicaid Fraud and Abuse

November 28, 2022

The Reverse False Claims Act: A Relatively Unknown, But Increasingly Used, Provision of the FCA

Health Law Handbook

May 31, 2016

A Primer on Federal and Pa. Electronic Surveillance Law

The Legal Intelligencer