

JESSICA L. MANTEL

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CURRENT ACADEMIC APPOINTMENT

University of Houston Law Center, Houston, TX

Associate Professor (2016-present)

Assistant Professor (2010-2016)

Co-Director, Health Law & Policy Institute (2010-present)

Teaching Health Law Financing, Organization, and Quality/The U.S. Health System: An Introduction to Managed Care, Transactions, and Policy, Health Transactions, Health Regulatory State/Health Regulatory Process, and Torts

University of Houston, HEALTH Research Institute, Houston, TX

Mentee (2017-present)

EDUCATION

University of Michigan Law School, J.D., 1997

Magna cum laude

Michigan Law Review, Contributing Editor

Honors: Order of the Coif

University of Michigan School of Public Policy, M.P.P., 1997

University of Pennsylvania, B.A., 1993

Summa cum laude, major awarded in Psychology; minor awarded in Music

Honors: Phi Beta Kappa, Benjamin Franklin Scholar

PUBLICATIONS

How Efforts to Lower Health Care Costs are Putting Patients and Physicians on a Collision Course, 44 OHIO N. U. L. REV. 371 (2018) (invited contribution)

Legal and Ethical Impediments to Data Sharing and Integration Among Medical Legal Partnership Participants, 27 ANNALS OF HEALTH L. 183 (2018) (co-authored with Renee Knake)

Refusing to Treat Noncompliant Patients is Bad Medicine, 39 CARDOZO L. REV. 127 (2017)

Tackling the Social Determinants of Health: A Central Role for Providers, 33 Ga. St. U. L. Rev. 217 (2017)

- Selected by Section on Law, Medicine, and Health Care of the American Association of Law Schools (AALS) for New Scholars Workshop (January, 2016)

Spending Medicare's Dollars Wisely: Taking Aim at Hospitals' Cultures of Overtreatment, 49 U. MICH. J. L. REFORM 121 (2015)

A Defense of Physicians' Gatekeeping Role: Balancing Patients' Needs with Society's Interests, 42 PEPPERDINE L. REV. 633 (2015)

The Myth of the Independent Physician: Implications for Health Law, Policy and Ethics, 64 CASE WESTERN RESERVE L. REV. 455 (2013)

Accountable Care Organizations: Can We Have Our Cake and Eat It Too?, 42 SETON HALL L. REV. 1392, Symposium on Accountable Care Organizations (2012) (invited contribution)

Setting National Coverage Standards for Health Plans Under Health Care Reform, 58 UCLA L. REV. 221 (2010)

Procedural Safeguards for Agency Guidance: A Source of Legitimacy for the Administrative State, 61 ADMIN. L. REV. 343 (2009)

The Prima Facie Case of Age Discrimination in Reduction-in-Force Cases, 94 MICHIGAN LAW REVIEW 832 (1995)

SHORTER WORKS

An Unintended Consequence of Payment Reform: Providers Avoiding Nonadherent Patients, J. OF LAW, MEDICINE, AND ETHICS (forthcoming 2018)

Ethical Integrity in Health Care Organizations, 43 J. OF LAW, MED. & ETHICS 661 (2015) (invited guest column)

Legal Barriers to Physicians' Stewardship Role, 14 AM. J. OF BIOETHICS 40 (2014)

ACADEMIC PRESENTATIONS

LWI WORKSHOP AT UNIVERSITY OF ILLINOIS COLLEGE OF LAW: LEGAL WRITING ACROSS THE CURRICULUM, Urbana, IL
Presenter, *The Road Less Traveled: The Policy Memo Exercise* (December 2018)

THE NATION'S PULSE: THE TEXAS MEDICAL CENTER'S 2018 CONSUMER SURVEY, Texas Medical Center Health Policy Institute, Houston, TX
Panelist (Sept., 2018)

SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS, Fort Lauderdale, FL
Roundtable Discussant, *Health Law and Bioethics* (August, 2018)

AMERICAN SOCIETY OF LAW, MEDICINE, AND ETHICS, Cleveland, OH
Panelist, *Sharing Patient-Client Information Among Medical Legal Partnership Professionals* (June, 2018)

DISEASES OF DESPAIR: THE ROLE OF POLICY AND LAW, Northeastern University School of Law, Boston, MA
Panelist, *Closing the Gap Between Physical and Behavioral Health For Medicaid Patients* (April, 2018)

OHIO NORTHERN UNIVERSITY LAW REVIEW SYMPOSIUM: HEALTH LAW: PAST, PRESENT, AND FUTURE, Ada, OH
Invited Panelist, *How Efforts to Lower Health Costs are Putting Patients and Physicians on a Collision Course* (March, 2018)

AMERICAN ASSOCIATION OF LAW SCHOOLS, San Diego, CA
Moderator and Panelist, *Are Patients Ready for Consumer-Driven Healthcare* (January, 2018)

NEXT STEPS IN HEALTH REFORM 2017, American University Washington College of Law and the American Society of Law, Medicine, and Ethics, Washington, D.C.
Panelist, *Firing Patients is Bad Medicine* (October, 2017)

SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS, Boca Raton, FL
Roundtable Discussant, *Issues in Health Law* (August, 2017)

AMERICAN ASSOCIATION OF LAW SCHOOLS, San Francisco, CA
Panelist, *Experiential Learning in Legal Writing Programs* (January, 2017)

SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS, Amelia Island, FL
Roundtable Discussant, *Challenges and Opportunities in Defining and Regulating Wellness* (August, 2016)

SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS, Amelia Island, FL
Roundtable Discussant, *Hot Topics in Health Law and Bioethics* (August, 2016)

CASE WESTERN RESERVE LAW SCHOOL, Cleveland, OH
Invited Workshop Presenter, *Tackling the Social Determinants of Health* (February, 2016)

NEW SCHOLARS WORKSHOP, American Association of Law Schools, New York, NY
Workshop Participant, *Tackling the Social Determinants of Health* (January, 2016)

TEXAS LEGAL SCHOLARS WORKSHOP, University of Houston Law Center, Houston, TX
Workshop Participant, *Taking Aim at the Social Determinants of Health?* (August, 2015)

SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS, Boca Raton, FL
Panelist, *Reforming Medicare's Hospital Value-Based Purchasing Program* (July, 2015)

SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS, Boca Raton, FL
Roundtable Discussant, *Hot Issues in Law and Bioethics* (July, 2015)

AMERICAN SOCIETY OF LAW, MEDICINE, AND ETHICS, St. Louis, MO
Panelist, *Motivating Providers to Address Social Determinants of Health* (June, 2015)

TEXAS SOUTHERN UNIVERSITY THURGOOD MARSHALL SCHOOL OF LAW
Invited Presenter, *Law Symposium: The Affordable Care Act Five Years Later*, Houston, TX (April, 2015)

EMORY UNIVERSITY SCHOOL OF LAW, Atlanta, GA
Invited Workshop Presenter, *Incentivizing Health Care Providers to Address the Social Determinants of Health* (February, 2015)

GEORGIA STATE SCHOOL OF LAW, Atlanta, GA
Invited Presenter, *Using Medicare Payment Policy to Take Aim at Hospitals' Cultures of Overtreatment* (February, 2015)

AMERICAN ASSOCIATION OF LAW SCHOOLS, Washington, DC

Invited Panelist, *AALS Crosscutting Program — The Fifty Years' War: Can Legislation Ameliorate Poverty?* (January, 2014)

SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS, Amelia Island, FL
Panelist, *The Affordable Care Act: Encouraging Providers to Join the War on Poverty* (August, 2014)

AMERICAN SOCIETY OF LAW, MEDICINE, AND ETHICS, San Francisco, CA
Panelist, *Legal and Ethical Barriers to Physicians' Gatekeeping Role* (June, 2014)

CASE WESTERN RESERVE LAW SCHOOL, Cleveland, OH
Law Review Distinguished Lecture, *The Influence of Organizational Culture on Clinical Decision-Making* (October 2013)

SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS, Palm Beach, FL
Roundtable Discussant, *Health Care Reform Reprised: What Progress Has Been Made Since Last Year?* (August, 2013)

SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS, Palm Beach, FL
Moderator and Presenter, *Our Patchwork Health Care System: Benefits and Challenges* (August, 2013)

AMERICAN SOCIETY OF LAW, MEDICINE, AND ETHICS, Newark, NJ
Panelist, *The Myth of the Autonomous Physician: Implications for Health Law, Policy, and Ethics* (June, 2013)

LAW AND SOCIETY ANNUAL MEETING, Boston, MA
Panelist, *The Myth of the Autonomous Physician, Implications for Health Law, Policy, and Ethics* (June, 2013)

SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS, Amelia Island, FL
Panelist, *Organizational Culture and the Risk of Undertreatment* (July, 2012)

AMERICAN SOCIETY OF LAW, MEDICINE, AND ETHICS, Tempe, AZ
Panelist, *The Growth of ACOs: A Preliminary Look* (June, 2012)

SOUTHWEST/WEST JUNIOR FACULTY CONFERENCE, Sandra Day O'Connor School of Law, Arizona State University, Tempe, AZ
Workshop Participant, *ACOs: Can We Have Our Cake and Eat It Too?* (March, 2012)

SETON HALL LAW SCHOOL SYMPOSIUM: ACCOUNTABLE CARE ORGANIZATIONS, Newark, NJ
Invited Panelist, *ACOs: Can We Have Our Cake and Eat It Too?* (October, 2011)

SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS, Hilton Head, SC
Panelist, *ACOs: Can We Have Our Cake and Eat It Too?* (July, 2011)

AMERICAN SOCIETY OF LAW, MEDICINE, AND ETHICS, Chicago, IL
Roundtable Discussant, *ACO Roundtable* (June, 2011)

AMERICAN SOCIETY OF LAW, MEDICINE, AND ETHICS, Austin, TX
Panelist, *Setting Coverage Standards for Health Plans Under Health Care Reform* (June, 2010)

AMERICAN HEALTH LAWYERS ASSOCIATION LONG TERM CARE AND THE LAW CONFERENCE, Dallas, TX
Invited Panelist, *The New Medicare Prescription Drug Benefit and Long Term Care: What You Need to Know* (February, 2006)

AMERICAN HEALTH LAWYERS ASSOCIATION INSTITUTE ON MEDICARE AND MEDICAID PAYMENT ISSUES,
Baltimore, MD
Invited Panelist, *Medicare Approved Drug Discount Card and Transitional Assistance* (April, 2004)

MEDIA APPEARANCES/EDITORIALS

The Week in Health Law Podcast, www.twihl.com
Talk Show Guest (April 13, 2018)

Briefcase: Social Determinants of Health, Houston Public Radio (January, 2017)

The Week in Health Law Podcast, www.twihl.com
Talk Show Guest (September 25, 2015)

Houston Matters: How Will Recent Supreme Court Rulings Affect Texas?, Houston Public Radio,
Talk Show Guest (June, 2015)

Quoted in *A Week of Generational Change Reflected in Court Rulings*, SAN ANTONIO-EXPRESS
NEWS (June 26, 2015)

Texas Standard: The Supreme Court is Getting Semantic with Obamacare, Austin Public Radio
Talk Show Guest (April, 2015)

Op-Ed: Mentally Ill Texans Needs Medicaid Expansion (with Sandra Guerra Thompson),
AMERICAN-STATESMAN (April 7, 2015)

Quoted in *Health Care Reform Ushers in Changes to Medicare*, HOUSTON BUS. J. (Nov. 16, 2012)

RECOGNITIONS

Honors:

Selected by University of Houston Faculty Senate for Assistant Professor Excellence Series
(APeX) (2015-2016)
American Society of Law, Medicine & Ethics/SLU Health Law Scholar (2015)

Grants:

Recipient, Small Research Grant, University of Houston (2018-19)
Principal Investigator, Texas Department of State Health Services: Secondhand Smoke
(2017-Present)
Co-investigator, A Comparative Evaluation of Canada's Regulation of Two-Tier Care and the
Relationship to Wait Times, Canadian Institutes of Health Research (2015-2016)
Recipient, New Faculty Research Grant, University of Houston (2011-2012)

ACADEMIC SERVICE

Section on Law, Medicine and Health Care, Association of American Law Schools,

Executive Committee, at-large member (2016-present)

Internal Committees – University of Houston Law Center:

Executive Committee (2017-present)
Admissions Committee (2011-2012, 2012-2013, 2015-2016)
Application Disclosure Subcommittee (2012-2013)
Clinical Promotion & Long-Term Status Committee (2015-16, 2016-17, 2017-18 (chair))
Curriculum Committee (2013-2014)
Graduate Students Committee (2017-present)
Library Committee (2010-2011, 2014-2015, 2015-2016)

Activities:

Blogger, Jotwell (2015 - present)
1L Faculty Mentor, University of Houston Law Center (2010-present)
Faculty Advisor, *Journal of Health Law & Policy*, University of Houston Law Center (2010-present)
Outreach to admitted students, University of Houston Law Center (2011-present)
Peer Reviewer, *Journal of General Internal Medicine* (2014)
Peer Reviewer, *American Journal of Law & Medicine* (2010)
Academic Mentor, Schweitzer Fellowship (2014-2015)
Lecturer, TMC Health Policy Course (2018)
Lecturer, The People's Law School, University of Houston Law Center (2015)
Presenter, U.S. Supreme Court Update, University of Houston Law Center (2015)
Presenter, American Constitution Society (Dallas/Fort Worth chapter) (2015)
Presenter, Health Policy & Career Development Workshop, Baylor College of Medicine (2014)
Presenter, Greater Houston's Health – Urban Health Care in the 21st Century, University of Houston (2013)
Interviewer, Pre-Pipeline Program, University of Houston Law Center (2015)

ADDITIONAL EXPERIENCE

U.S. Department of Health and Human Services, Office of the General Counsel,
Washington, DC
Senior Attorney, CMS Division (2003-2010)

Awards: Secretary's Award for Distinguished Services (2005), Office of the General Counsel Certificate of Appreciation (2004 and 2005), CMS Administrator's Achievement Award (2004 and 2006).

Government Accountability Office, Washington, DC
Health Policy Analyst, Health Care Team (2002-2003)

Ropes & Gray, Boston, MA
Associate, Health Care Department (1998-2002)

U.S. Court of Appeals for the Sixth Circuit, Cleveland, OH
Law Clerk to the Honorable Karen Nelson Moore (1997-1998)

PROFESSIONAL ASSOCIATIONS

American Society of Law, Medicine & Ethics (2010-present)
American Association of Law Schools, Law, Medicine and Health Care Section (2010-present)
American Health Lawyers Association (1998-2003, 2012-present)