

Qui Tam Developments Whistleblower Perspectives

Pharma Compliance Congress 2015

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October 2015



Profile of a Good Whistleblower

- It's not the money, it's the principle
- Willing to suffer the consequences
- Fearless
- Realistic in her expectations
- Prepared for the long haul
- Knowledgeable about applicable law or regulation
 - Not an attorney
 - Not a compliance officer

Profile of a Good Whistleblower Issue

- A lie
- A party who profits from the lie
- A clear tie between the lie and government funds
- A scheme that can be explained by lawyer and whistleblower to the government
- Enough evidence of misconduct that the complaint will survive motion to dismiss
- Proof of damages

Enhancing Internal Whistleblowing

- True or False:

Pharma companies have made such great strides in training their employees about compliance, monitoring compliance and handling whistleblower complaints that we see fewer whistleblowers with complaints that support viable theories and fewer cases involving substantial dollars.

- Balancing the Incentives

–Are penalties for failure to report internally viable or enforceable?

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