

# Becca Smith

## Associate Attorney

[bsmith@gibsondunn.com](mailto:bsmith@gibsondunn.com)

T: +1 415.393.4610

San Francisco

Becca Smith is an associate in the San Francisco office of Gibson Dunn. She practices in the firm's Litigation Department. Becca's practice focuses on complex healthcare, administrative law, class action, and other federal program-related matters. A substantial part of her practice includes representing clients in the managed care industry in trial court litigation and on appeal.

### Representative matters include:

- *Berceanu v. UMR* (M.D. Pa.): Representing a claims administrator of ERISA-governed health benefit plans in a class action. Primary drafter of successful class decertification and summary judgment brief.
- *Mabe v. OptumRx* (M.D. Pa.): Representing a pharmacy benefit manager in a mass action by retail pharmacies challenging reimbursement rates. One of two primary drafters of successful motion to compel arbitration.
- Defended biotechnology provider of molecular genetic testing products in DOJ civil investigation of allegations related to upcoding and the Anti-Kickback Statute, resulting in a Non-Prosecution Agreement and favorable civil settlement.

Prior to joining Gibson Dunn, Becca worked as an associate at a law firm based in Washington D.C. where she was heavily involved in Administrative Procedure Act challenges to CMS decisions and proposed rules. She also represented state agencies in U.S. District Court, U.S. Circuit Court, and federal agency administrative appeals related to managed care and other healthcare financing issues, where she played a significant role in a state administrative trial.

Becca has an active pro bono practice. She regularly represents individuals in immigration-related proceedings and is currently representing the Animal Legal Defense Fund in an Administrative Procedure Act challenge regarding a road-side zoo.

She received her J.D. from the University of Chicago Law School. During law school, she served as a law clerk to the White House Council on Environmental Quality. Becca earned her B.S. in Industrial and Labor Relations with honors from Cornell University.

Becca is admitted to practice in California and the District of Columbia, as well as before the United States Court of Appeals for the Fifth Circuit and the United States District Court for the District of Columbia.



### Capabilities

Litigation  
Administrative Law and Regulatory Practice  
Appellate and Constitutional Law  
Class Actions  
Employee Retirement Income Security Act (ERISA) Litigation

### Credentials

#### Education

University of Chicago Law School - 2016  
Juris Doctor  
Cornell University - 2011 Bachelor of Science

#### Admissions

California Bar  
District of Columbia Bar