

## ELIZABETH BUTTERWORTH STUTTS

### Of Counsel

Elizabeth ("E.B.") Butterworth Stutts has always been interested in life sciences, so it is no surprise that her law practice now focuses on the fields of human & veterinary medicine. E.B. advises clients on regulatory compliance for clinical research, product development & promotion (FDA and CVM/Center for Veterinary Medicine), as well as telehealth, licensure & professional practice, risk management, Medicare/Medicaid reimbursement and commercial contracts. With a strong background in litigation, E.B. assists clients with business planning & development and represents clients in negotiations with other parties and administrative agencies, both informally and in ADR & mediation.

"Learning the 'science behind the business' makes this practice truly interesting. Most of my clients are incredibly smart, talented people who are passionate about what they do. They appreciate having a lawyer who is comfortable with both legal and scientific concepts and who takes the time to understand their core operations."

EB's interest in science is both long standing and varied. While majoring in Biology at Vanderbilt University, she worked as a field research assistant to an internationally renowned scorpion biologist, wrote the initial draft of *The Trees of Vanderbilt* (published 1994), and spent summers shadowing her equine veterinarian and working in the OR of a local hospital. After graduating with honors from the University of Richmond School of Law in 1989, she clerked for US District Court Judge J. Calvitt Clarke, Jr. (E.D. of VA, Norfolk Div). E.B.'s first assignment was to research and compose a draft opinion for Judge Clarke deciding novel issues of law arising from a patient's request to transfer her frozen embryos from one fertility clinic to another. From that point forward, E.B. knew she wanted to combine her interests in law & science, whenever possible.

During the first 15 years of her career, E.B. represented both individual healthcare providers and major hospital systems in medical malpractice claims, medical staff issues, risk management, high-profile matters and personal injury claims. She has a wealth of courtroom experience in malpractice, tort and commercial law in both state and federal court systems. E.B. also served as counsel for a municipal animal control & adoption shelter on accreditation and other high-profile veterinary



### Practice Areas

Alternative Dispute Resolution  
Appellate  
Behavioral Health  
Cannabis, Hemp and CBD  
Clinical Research  
Health Regulatory Boards  
Healthcare Innovation and New  
Product Development  
Life Sciences  
Medical Malpractice Defense  
Medical Spas  
Medical Staff Issues  
Physician Services  
Risk Management  
Telemedicine  
Veterinary Law

### Licensure

Virginia

### Academic Credentials

Vanderbilt University, B.S.  
University of Richmond School of  
Law, J.D.

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related issues and advocated for the adoption of a regional agreement between the Richmond SPCA and surrounding localities, while serving on the RSPCA Board.

After taking time off to raise two boys and operate Henebry Farm, LLC, a horse boarding and veterinary lay-up business based at her farm in Goochland, VA, E.B. returned to practice in 2018 with renewed determination to focus on legal matters in human and veterinary healthcare.

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## Associations and Professional Memberships

Serves on the Legal Advisory Board of the Center for Telehealth and e-Law

Active Member, The Veterinary Law Committee of the Food & Drug Law Institute

Active Member, American Veterinary Medical Law Association

Active Member, Veterinary Virtual Care Association

Active Member, Health Law Section of the Virginia Bar Association

Participates in Public Meetings and Seminars Hosted by the FDA and USDA

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## Career Highlights

AV Preeminent, Martindale-Hubbell

"Legal Elite," Virginia Business Magazine

## Speaking Engagements

"Regenerative Veterinary Therapies and FDA/CVM's VIP Program," luncheon discussion moderator, FDLI Annual Meeting, 2020

"Current Trends in Advertising and Promotion of Veterinary Drugs & Medical Products," FDLI Advertising & Promotion for Medical Products Conference, 2020

"Telepsychiatry in the ER, Post-Covid," Center for Telehealth & E-health Law Winter Summit, (December 2020)

"FDA Seeks Input on Ranking Medically Necessary Drugs Threatened by Antimicrobial Resistance," Virginia Medical Law Journal (to be published in 2020)

Contributing Author, Patient Safety in Anesthetic Practice, Morell & Eichhorn (1997) (Chapter 20, "Adverse Events, Malpractice Claims & the Litigation Process", Butterworth, JF, Agee, CM & Butterworth Stutts, EB)

"The Importance of Medical Records Documentation in Malpractice Cases", Author/Speaker, for annual in-house educational workshop for hospital system client

"Commercial Damages in Contract Litigation", Editor/Speaker, VA Continuing Legal Education

"National Update on the Liability of Gas & Electric Utilities," Editor/Speaker at National Electric Utility Association

"The Virginia Equine Liability Act, Equine Releases & Why You Still Need Insurance", Author/Speaker to members of local horse show associations