



Elizabeth Sims Hedrick

Partner

ehedrick@foxrothschild.com



Raleigh, NC

Tel: 919.755.8778

Fax: 919.755.8800

Liz is a litigator who focuses primarily on real estate litigation and health care claims. She represents clients in a variety of disputes including business disputes, malpractice claims, landlord-tenant litigation and administrative law matters.

She focuses her real estate litigation practice primarily on landlord and tenant disputes involving lease enforcement and collection of rents. She represents both commercial and residential landlords and tenants, and has successfully litigated cases through summary judgment, trial and appeal, including post-judgment collection and enforcement. She has also represented clients in construction disputes, condemnation cases and boundary disputes, among others. Liz regularly represents health care clients in both civil and administrative litigation, including at the Court of Appeals, in a variety of contexts, including medical malpractice defense, peer review, medical staff matters, Certificate of Need and other regulatory and business disputes.

Services

- Health Law
- Real Estate
- Litigation
- Real Estate Litigation
- Construction
- Institutions
- Physicians, Dentists, Veterinarians & Other Health Professionals
- Appellate Practice

Client Resources

North Carolina Appellate Practice Blog

Liz is a contributing author on this blog, which provides news, information and tips for practicing law in North Carolina's State and Federal Appellate Courts. [Visit the blog.](#)

Before Fox Rothschild

Liz was a partner at Smith Moore Leatherwood LLP, which combined with Fox Rothschild in 2018. She was also an associate at a regional law firm in Raleigh.

Beyond Fox Rothschild

Liz is active in the community, serving as President of the board of directors for Artsposure, Raleigh's nonprofit art and cultural events production studio. She is a former member of the executive leadership team of the American Heart Association's Triangle Go Red for Women and a member of its Circle of Red. Liz is also the former President of the Eastern District of North Carolina Federal Bar Association and is still a member of its Executive Board. She is also active in Triangle CREW.

Honors & Awards

- Named a Women in Business Honoree by the *Triangle Business Journal* (2024)
- Selected to the "Best Lawyers in America" list for Litigation - Health Care in Raleigh, NC by *Best Lawyers* (2018-2024)
- Selected to the "Super Lawyers" list for Business Litigation in North Carolina by *Super Lawyers* (2019-2024)
- Recognized in *Business North Carolina's* Legal Elite for Litigation (2016, 2019, 2022), Young Guns (2017-2019)
- Selected to the "Super Lawyers Rising Stars" list for Business Litigation in North Carolina by *Super Lawyers* (2017-2018)

Bar Admissions

- North Carolina

Court Admissions

- U.S. Supreme Court
- U.S. District Court, Eastern District of North Carolina
- U.S. District Court, Middle District of North Carolina
- U.S. District Court, Western District of North Carolina
- U.S. Court of Appeals, Fourth Circuit

Education

- University of North Carolina School of Law (J.D., *with honors*, 2008)
- University of North Carolina at Chapel Hill (B.A., *with highest honors*, 2002)
 - Journalism and Mass Communication with a concentration in Public Relations

Memberships

- North Carolina Society of Healthcare Attorneys, Programming Committee
- Federal Bar Association, Vice Chair of national Health Law Section; EDNC, Past President
- American Health Lawyers Association
- North Carolina Association of Defense Attorneys
- American Bar Association

Board of Directors

- Artsposure, President of the Board
- Triangle CREW, Board of Directors

Publications

August 10, 2020

Dealing With Defaults: Options and Solutions for Commercial Landlords During the Pandemic

June 2, 2020

North Carolina Limits Commercial and Residential Evictions and Other Lease Remedies

May 5, 2020

NC Enacts Liability Protections for Health Care Providers Responding to Pandemic

News

March 23, 2024

Women In Business Award Winners

January 26, 2024

Elizabeth Sims Hedrick Selected to Triangle Business Journal's Women in Business List

January 1, 2022

Legal Elite 2022

August 20, 2020

More Than 200 Fox Attorneys Selected to the List of "Best Lawyers in America"

June 19, 2020

Top 50 Construction Law Firms

August 15, 2019

176 Fox Attorneys Selected to the 2020 List of Best Lawyers in America

June 4, 2019

Top 50 Construction Law Firms

April 5, 2019

Area Attorneys Land On 2019 Legal Elite List

Representative Matters

Health Care

- Represented hospital in negligent credentialing claims brought by patients involving non-employee physician's privileges
- Represented hospital in medical malpractice claims involving employee caregivers
- Represented hospital in medical malpractice claim premised on apparent agency of non-employee physician
- Represented hospital in fair hearing process following termination of physician's privileges
- Represented hospitals in contract disputes with service providers
- Analyzed issues regarding prompt payment discounts for hospital to avoid anti-kickback law and false claims liability.
- Defended approval of CON for dialysis client in appeal by competitor before the Office of Administrative Hearings and the North Carolina Court of Appeals
- Represented Medicaid providers challenging recoupment of payments by N.C. Department of Health & Human Services, Division of Medical Assistance, including audits where State extrapolated the results
- Represented Medicaid behavioral health provider in appeal of decision by local management entity/managed care organization (LME/MCO) in appeal of decision by MCO terminating provider's contract to provide services in catchment area
- Defended approval of CON for new nursing home by three denied applicants before the Office of Administrative Hearings and on appeal to the North Carolina Court of Appeals
- Appealed State's denial of CON application by dialysis provider in competitive CON review before the Office of Administrative Hearings
- Defended approval of CON for ambulatory surgical center in administrative appeals by competing applicants before the Office of Administrative Hearings and on appeal to the North Carolina Court of Appeals
- Defended approval of CON for MRI provider in administrative appeals by competing applicants before the Office of Administrative Hearings and on appeal to the North Carolina Court of Appeals and the North Carolina Supreme Court
- Defended State's denial of Certificate of Need (CON) application by physician group for new diagnostic center for client who provides similar services in the service area
- Represented mobile MRI provider in appeal of State agency order to cease and desist providing services on military base in North Carolina without state agency approval

Real Estate Litigation

- Litigated numerous claims for breach of retail lease agreements and personal guaranties on behalf of commercial landlords
- Assisted commercial and residential landlords through the eviction process, including summary ejectment hearings, appeals to district court, and post-eviction issues regarding tenants' property left in premises
- Reviewed and analyzed lease agreements for both landlords and tenants
- Assisted commercial landlords with various issues such as prohibited uses by tenants, disputes regarding common areas, unauthorized assignments of leases by tenants, enforcement of tenant exclusivity provisions, nuisances created by tenants, and lien claims on leased premises
- Represented national retailer at trial challenging landlord's calculation of pass-through expenses provided for in lease
- Represented commercial landlord on appeal to North Carolina Court of Appeals challenging trial court's decision on landlord's breach of lease claim
- Represented commercial landlord on appeal to North Carolina Court of Appeals defending trial court's decision on landlord's breach of guaranty claim
- Represented commercial landlord in lease dispute with tenant where zoning code prohibited tenant's intended use of premises
- Assisted client with enforcement of judgment lien on properties that had been sold subject to judgment lien
- Analyzed issues regarding vested rights to continued use in light of zoning ordinance changes
- Represented general contractor in lien claim on shopping center
- Represented subcontractor in dispute over claim of lien on funds relating to construction of office building
- Represented landowners in condemnation proceedings
- Assisted landowner with claim for inverse condemnation where flooding was created by neighboring project
- Assisted client in obtaining temporary restraining order and preliminary injunction related to neighboring landowner's blocking of client's easement

Events

February 8, 2019

Federal District Court Practice CLE

Campbell Law School

January 25, 2019

Med Mal Roundtable

The Solution Center

February 17, 2017

ABA Litigation Section Corporate Counsel CLE Seminar

Orlando, FL