



Representative Legal Matters

Douglas Darch

- Maytag Corp. (Whirlpool Corp.) v. UAW, 687 F.3d 1076 (8th Cir.). A five day bench trial concluded retiree health benefits were not vested despite language providing benefits were "for life," affirmed on appeal.
- Operating Engineers Local 150 v. NLRB (Terracon, Inc.), 361 F.3d 395, (7th Cir.). Manager's review of union authorization cards not tantamount to union recognition.
- Safety Kleen, 279 NLRB 1117. Administrative Law Judge can dismiss the case at the close of General Counsel's evidence if General Counsel fails to establish a prima facie case.
- ValleyCrest Landscaping v. Cement Mason's Pension Plan (C.D. Cal.). Suit to void labor agreement as void ab initio, settled on favorable terms.
- Prystawik v. BEGO USA, (DRI). Title VII discrimination claim cannot be assigned, and the case dismissed, affirmed (1st Cir.)
- Chicago Parking Assoc., 360 NLRB 132. A four-day bench trial concluded the employers had not unlawfully refused to sign a collective bargaining agreement as there was no meeting of the minds.
- Kyles v. Guardian Security, 222 F.3d 289 (7th Cir.). Jury verdict for employer in Title VII claim by employment-testers that refusal to hire testers was unlawful.
- Pease, et al. v. Local 707, 386 F.3d 819 (7th Cir.). Multi-plaintiff, multi-count Section 301 claims, jury verdict for the defense, following a four-day trial, affirmed.
- Ridings v. Riverside Hospital, 537 F.3d 755 (7th Cir.). Summary Judgment in FMLA interference/retaliation claim affirmed.
- Thompson, et al. v. WMI Medical Waste, affirmed w/o pub. dec. Wisc. Ct App. Summary Judgment in multi-plaintiff, multi-claim whistle-blower, union organizing matter.
- Olamuyiwa v. Zebra Atlantek, Inc., 45 A.3d 527(Sup. Ct. R.I.). The settlement of the discrimination claim did not require the attorney's approval and payment of attorney's fees.
- Dubuque Packing Co., 303 NLRB 386. Established the duty to bargain over work relocations under the NLRA.
- Represented clients in connection with Title VII, Age Discrimination in Employment Act (ADEA), handicap/disability discrimination, the Americans with Disabilities Act (ADA), employment-at-will, retaliatory discharge, family leave (FMLA), wage and hour (both state and federal administrative investigations and court claims), veterans status, COBRA, Employee Retirement Income Security Act (ERISA), state common law claims, executive employment agreements, Boys Market injunctions, union labor arbitrations (contract, discharge, interest), NLRB unfair labor practice and representation hearings.