



## Eric Magnelli Member

Labor and Employment, Environmental and Land Use, Litigation

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“ I have 100% confidence that my attorney always has our best interest at heart, for this I have Eric Magnelli to thank, he has become a true VIP to our company. ”

~ Lynore D., Otex Specialty Narrow Fabrics

*\*Results may vary depending on your particular facts and legal circumstances.*

**Eric Magnelli's practice is designed and implemented to avoid lawsuits, allowing his client's to devote their time and energies on their business and family.** However, when lesser means have failed or cannot reasonably be employed, Eric's extensive experience as a trial lawyer protects his clients' interests with the same vigor and resolve that made him a Sergeant in the U.S. Marine Corps Infantry.

Eric concentrates his practice on labor and employment matters and a broad range of complex commercial litigation, construction disputes and contract interpretation. He counsels, investigates and litigates a wide range of labor and employment matters such as discrimination, harassment, whistleblowing, discipline and discharge, layoffs, collective bargaining agreements, reasonable accommodations, compliance with state and federal family and medical leave laws, applicable wage and hour laws, ERISA and OSHA regulations and also conducts training in these areas for executives, directors, managers, supervisors, and employees. Eric drafts and provides advice on employment contracts, employment manuals, personnel policies and procedures, restrictive covenants, and severance agreements.

### INDUSTRIES

- Construction
- Manufacturing

### EDUCATION

- Seton Hall University School of Law, J.D.
- Seton Hall University's John C. Whitehead School of Diplomacy & International Relations, M.A.

### BAR AND COURT ADMISSIONS

- New Jersey
- New York
- U.S. Court of Appeals, Second Circuit
- U.S. Court of Appeals, Third Circuit
- U.S. District Court, District of New Jersey
- U.S. District Court, Eastern District of New York
- U.S. District Court, Southern District of New York

## REPRESENTATIVE MATTERS

Each matter handled by Eric is dependent upon the unique facts and particular circumstances. An example of successful matters handled by Eric include:

- Goldrich, et al. v. Crecco, et al. (Hudson County 2022) – Awarded summary judgment dismissing Plaintiff’s discrimination, retaliation, civil rights act and whistleblower claims
- MZM Construction v. N.J. Building Laborers Statewide Benefit Funds (D.N.J. 2022) – Awarded summary judgment that construction company was not signatory to a CBA due to fraud in the execution
- MZM Construction v. N.J. Building Laborers Statewide Benefit Funds (3d Cir. 2020) – Affirmed the District Court’s enjoining of an arbitration provision
- Secretary of Labor v. Roy Rock, (O.S.H.R.C. 2021) – Reversed and vacated OSHA citation imposed on concrete contractor
- Nacirema Demolition, et al. v. N.J. Building Laborers Statewide Benefit Funds, (D.N.J. 2020) – Awarded summary judgment that demolition company was not signatory to a CBA
- Salinas v. Hospice Comfort Care of New Jersey, et al., (Hudson County 2015) –Awarded summary judgment dismissing Plaintiff’s whistleblower claims
- Logistics Engineering and Systems Integration Services v. Guerra, et al. (Morris County 2015) – Successfully enforced a Non-Compete Agreement for employer, receiving an award of damages, attorneys’ fees and costs

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## AWARDS



New Jersey Super  
Lawyers® list\*

2020-2024

\*No aspect of this advertisement has been approved by the Supreme Court of New Jersey.

[Click here for the Awards and Honors Methodology.](#)

## PROFESSIONAL ACTIVITIES

- United States Marine Corps

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### Insights

Alerts - June 7, 2024

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**EEOC's Updated Guidance on Identifying and Preventing Workplace Harassment**

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*Awards - March 26, 2024*

**33 Attorneys from Brach Eichler Recognized for Inclusion in 2024 Edition of the New Jersey "Super Lawyers" list by Super Lawyers®**

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*Newsletters - March 19, 2024*

**Litigation Quarterly Advisor: Commercial Litigation Edition - Winter 2024**

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*Firm Announcements & Wins - January 4, 2024*

**Brach Eichler attorneys Jay Sabin and Eric Magnelli recently persuaded class action counsel to dismiss voluntarily a suit for overtime and unpaid wages to a class of over 100 New Jersey-based tractor-trailer drivers**

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*B|E in the News - November 8, 2023*

**Former Linde GC Urges 3rd Circ. To Reverse Benefit Suit Loss**

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*Articles - July 21, 2023*

**WARNING? New Jersey's Amended Warn Act Is Here!**

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*Newsletters - July 12, 2023*

**Litigation Quarterly Advisor: Labor & Employment Edition - Spring 2023**

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*Firm Announcements & Wins - May 11, 2023*

**30 Attorneys from Brach Eichler Recognized for Inclusion in the "2023 New Jersey Super Lawyers" list by Super Lawyers®**

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*B|E in the News - March 2, 2023*

**New Jersey Law Journal - 2023 New Partners Yearbook**

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*Newsletters - February 16, 2023*

**Litigation Quarterly Advisor - Family Law Advisor Edition - Winter 2023**

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