

Michael Singer

Mediation



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AFFILIATIONS

- Fellow, College of Labor and Employment Attorneys
- Board Member, Legal Aid at Work
- San Diego County Bar Association
- California Lawyers Association

PUBLICATIONS

- California Wage and Hour Litigation (CEB 2010-2025), Author: Overview of California Wage and Hour Law and PAGA Claims
- CEB Law Practitioner Guide (CEB 2019-2025), How to Prepare for Oral Argument; Private Attorney General Act Litigation Forms
- The Clock is Ticking on Rounding (Daily Journal, December 16, 2022)
- The Werdegard Presumption (Daily Journal, March 4, 2021)
- Brinker: the Werdegard Presumption Five Years Later (California Lawyers Association, Ca. Labor & Emp't Rev. May 2017, Volume 31, No. 3)
- Settling Wage and Hour Class Actions in Light of Recent Developments (Bender CA Labor & Employment Bulletin, September 2010)
- Consumer Attorneys of California Forum January/February 2008, Pre-Certification Communication With Putative Class Members

COLLABORATIVE MEDIATION

With over 25 years' experience as a practitioner including trial, arbitration, mediation, appellate practice, and shepherding hundreds of cases to resolution, Michael Singer now brings that expertise to The Mediation Collaborative. Key to Michael's success through the years has been a collegial approach to strongly contested complex litigation and settlement negotiations, earning him respect on both sides of the bar.

A graduate of UC Law San Francisco, Mr. Singer worked for over 25 years as an attorney for Cohelan Khoury & Singer, including over 20 years as managing partner. His previous experience included stints for boutique plaintiff law firms, as well as in-house and defense positions.

Michael is known state wide as a presenter for continuing education programs on employment litigation, class actions, and mediation and co-author of the California Continuing Education of the Bar Wage and Hour Law & Litigation text, authoring the California wage and hour overview and PAGA chapters. He is a fellow in the College of Labor and Employment Attorneys and has been named as a Daily Journal Top Employment Attorney in 2012, 2013, and 2018.

Michael is available to help reach a fair and efficient resolution in your cases, with an emphasis on:

- Wage & Hour Class and PAGA Actions
- Individual Wage & Hour disputes
- Fair Labor Standards Act collective actions
- Consumer Class Actions

APPELLATE DECISIONS AS LEAD COUNSEL

- *Vaquero v. Stoneledge Furniture, LLC* (2017) 9 Cal.App.5th 98
- *Vaquero v. Ashley Furniture Indus.* (9th Cir. 2017) 824 F.3d 1150
- *Dilts v Penske Logistics, LLC* (9th Cir. 2014) 769 F.3d 637, finding California meal and rest period laws applicable to DOT-regulated truckers
- *Brinker Restaurant Corp. v. Superior Court* (2012) 53 Cal.4th 1004 (addressing employers' obligations to provide meal and rest period and employees' rights to class certification of off-the-clock, meal, and rest period claims.)
- *National Steel and Supply Co. v. Superior Court* (2005) 135 Cal.App.4th 1072 (finding a four-year statute of limitations for rest and meal period violations) [Argued as Amicus Curiae; Depublished and superseded by grant of review by the California Supreme Court.]
- *Hicks v. Kaufman and Broad Home Corp.* (2001) 89 Cal.App.4th 908 (reversing the denial of certification of a class of home buyers for construction defects)
- *Hicks v. Superior Court* (2004) 115 Cal.App.4th 77 (challenging implied construction warranty disclaimers) [review granted and decision depublished by the California Supreme Court; petition dismissed after settlement]
- *Federal Home Loan Mortgage Corp. v. La Conchita Ranch Co.* (1998) 68 Cal.App.4th 856 (defending challenge to attorney disqualification)
- *Save Our NTC, Inc. v. City of San Diego* (2003) 105 Cal.App.4th 285 (challenging private development of former naval training center)

PRESENTATIONS

- *San Diego County Bar Association Annual Employment Conference, The PAGA Saga* (November 2023)
- *CELA Advanced Wage and Hour Symposium, Emerging Wage and Hour Issues* (Glendale, CA, April 2023)
- *Wage and Hour Issue Spotting for Workers Compensation Applicant Attorneys*, S.F. Chapter CAAA (March 2019)
- *Wage and Hour Law, Legal Aid at Work, Workers' Rights Clinic* (USD, March 2019)
- *Rest Breaks Post-Augustus*, California Employment Lawyers Association 14th Annual Advanced Wage and Hour Seminar (May 2018)
- *Case Law/Legislative Update, 2018 Labor & Employment Conference: Updates & Hot Topics* (April 2018)
- *Class Actions*, San Diego Worker's Rights Clinic (April 2018)
- *Procedural Issues and Nuts and Bolts of PAGA, Litigating PAGA Claims 2018* (March 2018)
- *Nuts and Bolts Series: PAGA – Overview of Procedural Issues and Recent Developments*, San Diego County Bar Association (March 2017)
- *Advanced PAGA Issues*, National Employment Lawyers Association (2016 Annual Convention)
- *Recent Developments in Wage and Hour Laws* Orange County Bar Association, Labor and Employment Section Annual Conference (June 2015)
- *Reviewing The California Supreme Court's Most Active Year Yet For Wage And Hour Decisions*, Consumer Attorneys of California, 53rd Annual Convention (San Francisco, California, November 2014)
- *Wage and Hour Litigation: Impact of Recent Blockbuster Supreme Court Decisions, including an update on Duran, Ayala, Iskanian decisions*, California Employment Lawyers Association (27th Annual Employment Law Conference. San Diego, California, October 2014)
- *Recent Developments in Class Action Law*, Consumer Attorneys of San Diego. Sixth Annual Class Action Symposium (San Diego, California, May 2014)
- *Strategic Discovery: Truth and Consequences*, Los Angeles County Bar Association. Labor and Employment Section Saturday Seminar (Los Angeles, California, April 2014)
- *Practical Tips from Seasoned Employment Lawyers: What You Don't Know Can Hurt You*, Keynote Speaker: Bad Facts Make Bad Law. 2013 California Employment Lawyers Annual Conference (San Jose, California, October 2013)
- *Federal Class Action Trial Methodology for Wage & Hour Cases*. 2013 Annual Mid-Year Wage & Hour Conferenc. Bridgeport Continuing Education (San Diego, California, June 2013)
- *Preparing and Taking Your Class Action to Trial, Part 2, Dealing with Post-Certification Issues and Customizing A Successful Trial Plan*. California Employment Lawyers Association
- Ninth Annual Advanced Wage and Hour Seminar:
- Getting to and Through a Class Action Trial (Los Angeles, California, April 2013)

- *Wage & Hour Law Compliance for Business Law Practitioners*, Continuing Education of the Bar (UCLA, March 2013)
- Class Re-Action (Podcast Episode 1), Current Case Issue Review
- *The Complex Litigator*, February 2013 MCLE Accredited Link. (Available at thecomplexlitigator.com)
- *Life After Brinker*. 2012 Mid-Year Wage and Hour Conference: *Beyond Brinker*. Bridgeport Continuing Education (San Diego, California, June 2012)
- *Piece Rate Calculations, Cases, and Minimum Wage Class Actions*, California Employment Lawyers Association. 8th Annual Advanced Wage and Hour Seminar (San Francisco, California, May 2012)
- *Brinker: The Aftermath: Meal & Rest Breaks, Wage & Employment Law in California*. Bridgeport Continuing Education (Los Angeles, California, May 2012,)
- Brinker Podcast at CEB.Com: *View from the Plaintiff's Bar: Post-Concepcion Cases and Strategies*, American Conference Institute, September 2011. 13th Annual National Forum on Wage and Hour Claims and Class Actions
- *Limitations of AT&T Mobility, LLC v. Concepcion*; Recent Developments in Class Certification Cases in Appellate and Trial Courts: Predominance Rulings, Statistical Extrapolation Issues, Decertification motions, and Post-Certification Trial Preparation. (2011 Mid-Year Wage and Hour Conference, San Diego Bridgeport Continuing Education, June 2011)
- *Panel Discussion: Thirty Cases in Thirty Minutes* California Employment Lawyers Association 7th Annual Advanced Wage and Hour Seminar (Los Angeles, California, April 2011)
- *Wage And Hour Compliance For Business Law Practitioners*. Continuing Education for the Bar (Los Angeles, California, April 2011)
- *Panel Discussion: Bringing and Opposing Class Certification – the Tried, the True, and the New*. Consumer Attorneys of San Diego (3d Annual Class Action Seminar, October 2010)
- *Wage and Hour Class Action Primer*, North County San Diego Bar Association, Labor and Employment Section, (September 2010)
- *Certification, Decertification, and Post-Certification Trial Preparation*, 2010 Mid-Year Wage and Hour Conference, San Diego. (Bridgeport Continuing Education, June 2010)
- *Settlement, ADR, Arbitration: Making the Call on Which to Do and How to Get the Best Results Once the Call Is Made* (with Jeffrey D. Wohl, Esq. of Paul Hastings Janofsky & Walker)
- *American Conference Institute, October 2009*, Eighth Annual National Advanced Forum on Wage and Hour Claims and Class Actions
- *Settlement Pitfalls and Objectors* (with Hon. Timothy B. Taylor, Hon. Leo S. Pappas, Hon. Jan M. Adler, Robin A. Wofford, Esq. of Wilson Kosmo Turner, Timothy G. Blood, Esq. of Coughlin Stoia Geller Rudman & Robbins) Consumer Attorneys of San Diego, (October 2009) Second Annual Class Action Symposium
- *Before the Retainer is Signed: Reality Check on the Costs of Litigating Class Actions*
- *After the Handshake: 10 Critical Terms in MOU's and Settlement Agreements to Protect the Rights of Class Members*
- *Current Issues In Settling Wage & Hour Class Actions*, 2009 Mid-Year Wage and Hour Conference, San Diego (Bridgeport Continuing Education, June 2009)
- *Assessing the Merits of a Class Action Case. Meal and Rest Period Law After Brinker* (Bridgeport Seminars, Los Angeles, December 2008)
- *The Impact of Brinker*, San Diego County Bar Association, Labor and Employment Section (October 2008)
- *Beyond the Number: Negotiating Wage and Hour Class Action Mediations and Settlement Terms*. Bridgeport Seminars, (San Diego, CA June 2008)
- *Employment Practice Workshop for Mediators*, JAMS Institute, (San Francisco, March 2008)
- *Pre-Certification Communications with Class Members*, Consumer Attorneys of California Annual Convention, (November 2007)
- *Wage and Hour Class Actions: View From the Plaintiff's Bar*, American Conference Institute, October 2007
- *Spotting the Class Action Plaintiff*, San Diego County Bar Association, (September 2007)
- *Wage and Hour Litigation Conference: Preparing for and Excelling in Mediation*. Bridgeport Seminars, (June 2007)
- *Getting To and Through a Class Action Trial: Class Action Trial Plans* (with Hon. Ronald Sabraw, Mark Theirman, Esq. Eve Cervantez, Esq., and David Borgen, Esq.) California Employment Lawyers Association, (May 2007)
- *Wage and Hour Appellate Issues*, Bridgeport Seminars, (January 2007)
- *A Behind the Scenes Look at Rest and Meal Period Issues: Proposed DLSE Regulations, LC226.7 Cases on Appeal* (San Diego County Bar Association, April 2005)
- *Developments in Rest and Meal Period Class Actions* Orange County Bar Association, (March 2005)
- *Career Satisfaction, Renewal and Resilience for Lawyers and Judges*, Ash Grove Group. Breakout group facilitator (October 2003)
- *Class Action Procedure*, CK-Seminars, November 2002, December 2002, January 2003
- *Enjoying the Practice of Law*, Legal ReVision Seminars, (April 2001)
- *Career Satisfaction and Fulfillment for Lawyers*, Legal ReVision Seminars, (November 1999)