MacMain Leinhauser
Attorneys at Law

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FIRM NEWSLETTER
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REAL. PRACTICAL. EXCELLENCE.

David MacMain & Brian Leinhauser Named Super Lawyers for 2025

David MacMain and Brian Leinhauser were named Pennsylvania Super Lawyers by an anonymous survey of lawyers and judges statewide, a selection that represents the top five percent of all lawyers in Pennsylvania. David has been named a Super Lawyer in the field of Civil Rights each year since 2006. Brian has been named a Rising Star or Super Lawyer in the field of Labor & Employment, since 2011.

The Firm Welcomes Summer Associate Helen Hale-Mowry

The firm welcomed Helen Hale-Mowry as a summer associate (pictured between Laurie Fiore and Brian Conley - summer program coordinators). Helen recently completed her second year at Villanova Law School where she is a Staff Writer for the Environmental Law Journal, Contributing Editor to the International Law Society Blog, Honor Board Representative, Women's Law Caucus Member, and Corporate Law Society Member. Helen graduated with a BA in Political Science and Philosophy from University of Delaware. Over the summer, Helen had the opportunity to assist with a variety of projects, attend client meetings and depositions, and attend a trial we successfully defended in Federal Court.

David MacMain Speaks At Prison Workshop

David MacMain co-moderated the CCAP County Prison Wardens Roundtable at Hotel Hershey with Marie Milie Jones of Jones Passodelis in Pittsburgh on May 22, 2025. They had an all-star panel of 4 speakers from the corrections field and discussed a host of issues that impact correctional facilities and leaders, including operations, medical and mental health services, liability, employment, and leadership. The all-day program was attended by over 100 corrections leaders from across Pennsylvania. These folks do incredible and thankless work for a challenging population without much fanfare or accolades. They deserve our thanks!

Brian Leinhauser Speaks at DRI Employment and Labor Law Conference

Brian Leinhauser spoke at the Annual DRI Employment and Labor Law seminar on the ethical obligations of attorneys that arise when advising employers on the impact of the Presidential Executive Order. Specifically, the talk addressed the attorney responsibilities when advising public and private sector employers about DEI programs, including guidance on compliance with the Executive Order and protection of clients from liability under employment discrimination laws that may arise from alteration, or modification of employment hiring and employment practices to avoid future claims. Leinhauser and his co-presenters identified the ethical issues that attorneys must be mindful of and the problems employers should consider when evaluating candidates for hiring. Also addressed were ethical issues and legal obligations under Title VII not to discriminate in hiring and employment decisions and the fact that they are not altered by the Executive Orders, and employment counsel's responsibility to mind their ethical obligations to their clients in providing candid and competent legal guidance.

Firm Has Large Presence At DRI Employment Conference

MacMain Leinhauser played a large role at the DRI-Employment and Labor Law Seminar which is the leading seminar for defense attorneys in the field of employer rights and liabilities, including federal anti-discrimination in employment laws. The Seminar took place between May 7 through May 9, 2025, in Nashville, TN. Five of our lawyers attended (L-R Matthew Strosser, Brian Marchese, Laura Fiore, & Matthew Polaha), with the firm's Founding Partner, Brian Leinhauser serving as Program Vice Chair. Brian Leinhauser moderated a panel discussing ethical considerations in DEI programs, a quickly-evolving topic impacting our employer clients. Members also continued their commitment to 'DRI Cares – Blessings in a Backpack' filling bags with food for school-aged children across the United States who might otherwise go hungry.

MacMain and Ambrose Notch A Trial Victory For The Allentown Police Department

David MacMain and Tricia Ambrose, secured a defense verdict for the City of Allentown and Lt. Brian Brader in a §1983 federal civil rights trial held before the Honorable Mia Roberts Perez of the Eastern District of Pennsylvania. The claims asserted against our clients included federal counts for excessive force, substantive due process and Monell, and state claims for assault, battery and negligence. The trial lasted 7 days, with a total of 7 expert witnesses and 10 lay witnesses. The 12 person jury returned a defense verdict in a little over 2 hours. Much thanks to Practice Managers Jess Devers and Jessalyn Lemmons for their excellent pre-trial and trial support.

Maeve Bain and Brian Leinhauser publish article on Employment issues dealing Social Media

Maeve Bain and Brian Leinhauser published an article in For the Defense, a publication of DRI, addressing recent Supreme Court decisions involving First Amendment claims arising from social media interactions. Public and private Employers have faced increasing difficulties addressing employee social media posts, First Amendment claims, and how to best respond to employees. They provide guidance on policy implementation and how to investigate and decide on discipline for employees when social media posts create issues in the workplace. Our Employment advising and litigation team can assist your company when such issues arise and provide guidance on the appropriate policy implementation and training for your staff.

Your article in the May issue of *For The Defense* is now live!

David MacMain Presents On Law Firm Management

dri
Lawyers
Representing
Business.

David MacMain co-presented with Rakhi McNeill, Managing Partner of Harper Waldon & Craig, Waldon Adelman Castilla McNamara& Prout in Atlanta at the DRI Law Firm Leaders Conference in Chicago. Rakhi and David presented on *Law Firm Management: Lessons Learned and Questions Raised* before over 30 law firm managers and leaders from across the country who attended.

Brian Leinhauser Speaks at ExecuSummit Conference

Brian Leinhauser spoke with two economists and another attorney on the implementation of data analysis in disparate impact claims, the impact of recent Executive Orders on enforcement of these claims under Title VII, and the compliance with local and state laws that requires employers to conduct such analysis when they utilize Artificial Intelligence in their hiring and employment process. Employers that are implementing AI in hiring programs must be aware of and avoid issues related to the use of AI, including possible discrimination claims that arise and how to select the appropriate data and monitor program to avoid litigation.

David MacMain Presents At DVLPT Conference On Law Enforcement Liability

Delaware Valley Property & Liability Trust
We've Got You Covered
Help
Support
Advice
Guidance

David MacMain co-presented with Nick Cummins of Bennett Bricklin & Saltzburg on the topic of *Navigating Police Liability With Modern Technology* at the 2025 Delaware Valley Property and Liability Trust (DVLPT) Educational Conference on June18-20, 2025 at Skytop Lodge in Skytop, Pennsylvania. The presentation focused on using demonstratives, video enhancement, and timelines to more effectively tell our law enforcement client's story to the court, jury, and public.

Fiore and MacMain Win Favorable Decision in Employment Case

Laurie Fiore and David MacMain obtained a Finding of No Probable Cause from PHRC in their defense of a municipal employer against a meritless and factually unsupported claim of failure to accommodate a disability and retaliatory discharge. The PHRC concluded that the employer complied with the law and demonstrated a non-discriminatory, non-retaliatory reason for terminating the employee.