MacMain Leinhauser
Attorneys at Law

NOVEMBER 2025
FIRM NEWSLETTER
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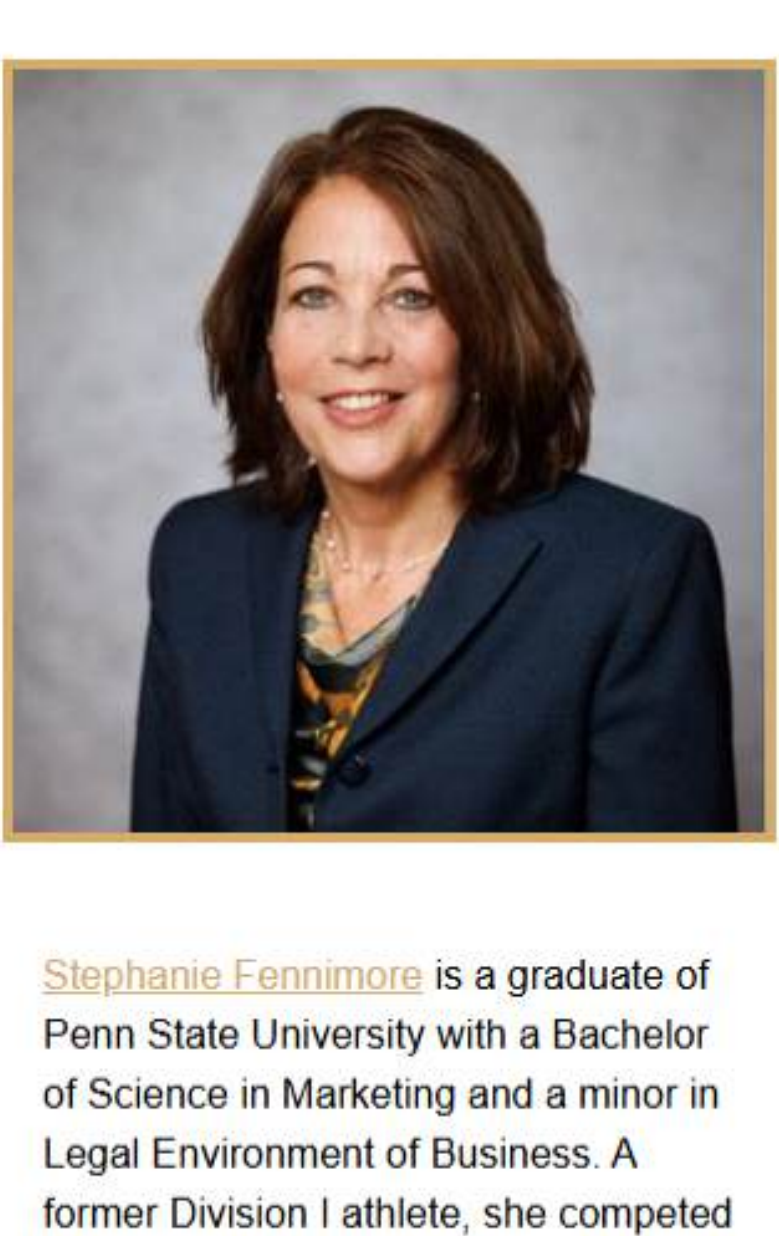
REAL. PRACTICAL. EXCELLENCE.

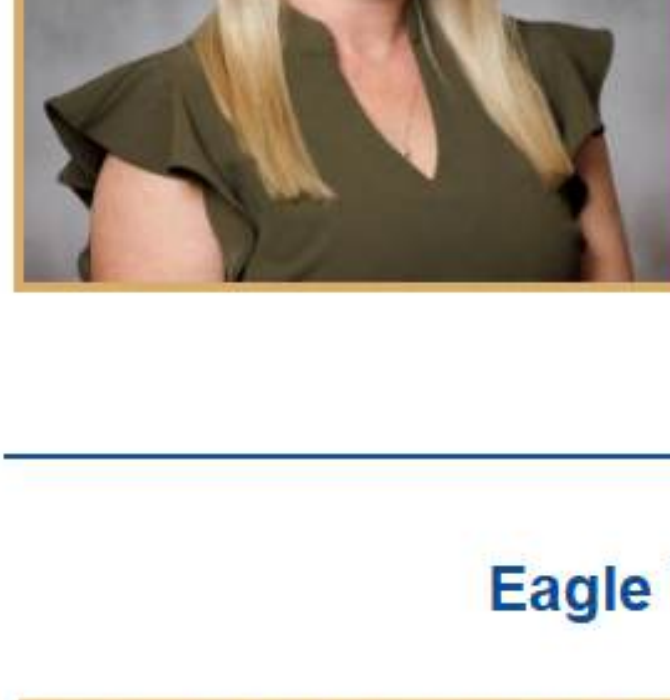
Welcome to the Team!

The firm welcomes three new members - Attorneys Carolyn Casey and Stephanie Fennimore, and Administrative Assistant Stephanie Peppernick.



Carolyn Casey is a graduate of Rider University and Widener Law School, and joins the firm as an attorney with an employment history that includes work in the insurance industry as a broker, risk manager and claims manager, with certifications of ARM and AIC, and substantial corporate and small business experience including positions as General Counsel, VP of HR, and VP of Compliance.

Stephanie Fennimore is a graduate of Penn State University with a Bachelor of Science in Marketing and a minor in Legal Environment of Business. A former Division I athlete, she competed on Penn State's Women's Gymnastics Team. Prior to beginning law school, she dedicated her time to coaching and mentoring young gymnasts at her hometown gym in New Jersey.



Stephanie Peppernick is an Administrative Assistant providing essential support to members of the firm by handling administrative and organizational tasks, ensuring smooth daily operations within the office.

She obtained her Bachelor's Degree in Criminal Justice from the University of Baltimore, and has substantial experience in specializing in judiciary staff management and immigration.

Eagle International

Brian Leinhauser and Gigi Garcia, from Busy Bees, speak at Eagle International Associates conference in Philadelphia. Brian and Gigi, along with Dan Ripper, provided practical guidance from the legal and HR perspective on what to do with employees when their social media activities impact the workplace. The difficulties that arise from discipline decisions regarding out of work conduct, conduct that reflects on the employer, and what employers are empowered to do were all addressed. The panel also provided insights on the importance of policies addressing the permitted use of technology and social media by employees, setting boundaries for employees, and identifying possible consequences for inappropriate or ill advised social media activities.

Quizzo

MacMain Leinhauser was well represented at the Chester County Bar Association Young Lawyer Division's annual Quizzo Fundraiser. The event was held at the Chester County History Center and benefited the Friends Association, a local organization which provides emergency housing and works to prevent homelessness. The firm sponsored the event and trivia topics included pop culture, sports, the stock market, and more.

MacMain Interviewed For Executive Leaders Radio Podcast

ELRADIO
at the heart of business

David MacMain was interviewed by Executive Leader's Radio for a Podcast that explored the formative experiences, people and life lessons that shaped David's journey and how it underpins David's leadership style. David's interview can be found at 12:00 - 22:00 of the podcast.

Pro Bono Reception

Attorney Maeve Bain, pictured here with other Chester County practitioners, was invited to the Chester County Bar Association's Pro Bono Volunteer Reception. The event was hosted by the Honorable Judge Bret Binder of the Chester County Court of Common Pleas in recognition of attorneys who performed pro bono work in the community this past year.

DRI Annual

Brian Leinhauser has been appointed Program Chair for the 2026 DRI Employment and Labor Law committee conference to be held in Boston, Massachusetts in May. The steering committee for the DRI's ELL group met in Chicago during the DRI Annual Meeting to discuss the committee's work, the status of the conference planning, and other matters impacting the upcoming program. We are excited that Brian will be leading this conference. If you would like more information about the topics being covered, please contact us.

MacMain Leinhauser Opens Wyoming Office?

WELCOME TO WYOMING
UNITED STATES POST OFFICE

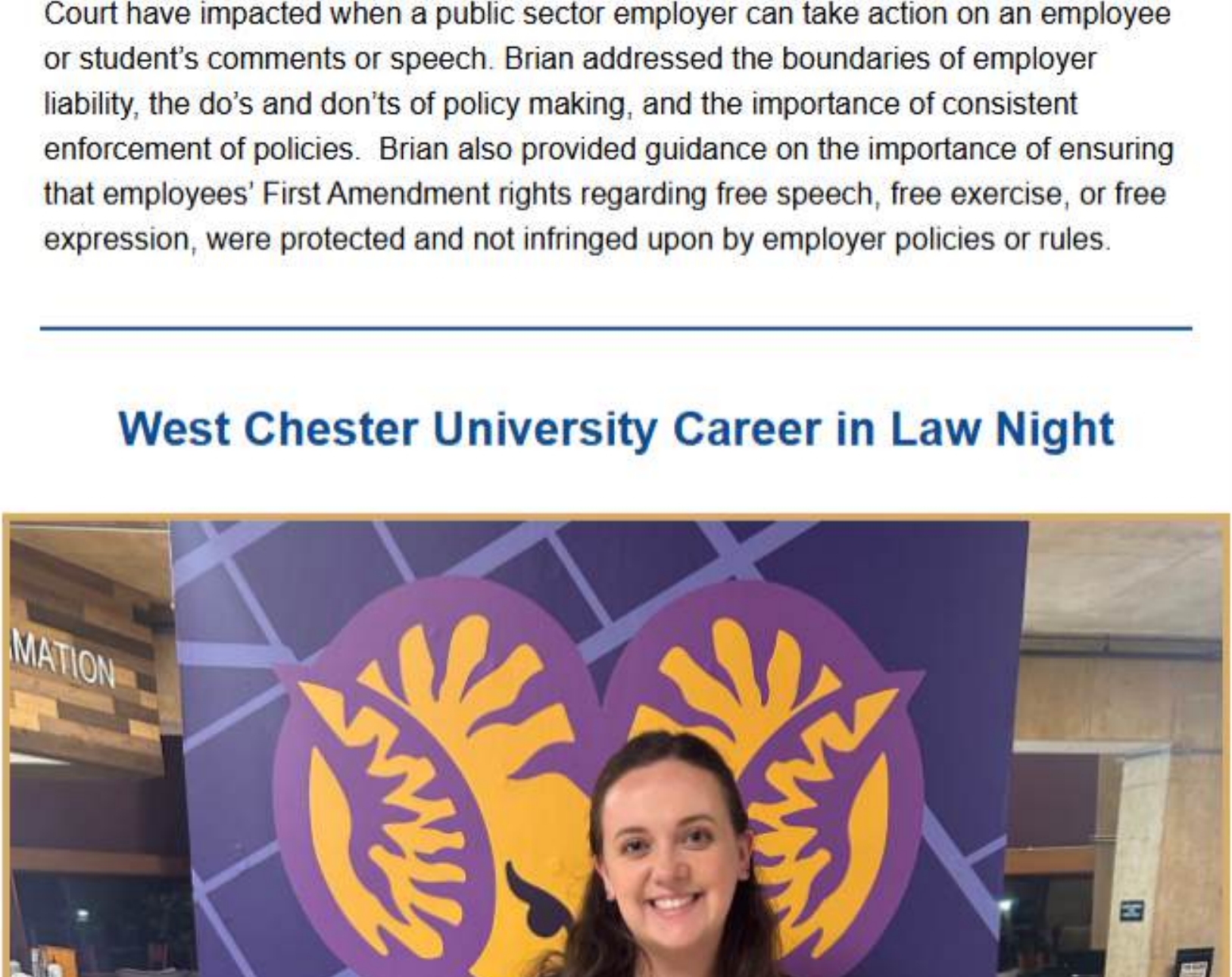
David MacMain and Matthew "Vestberg" Estberg traveled to Wyoming to assess a prison in-custody claim and assist prison officials in preparing a defense. Estberg, an avid outdoor enthusiast, hunter and fisherman, is pushing for the firm to open a Wyoming Office from which he would work during hunting season.

David MacMain Presents on "Playing Nice with ICE"

U.S. Immigration and Customs Enforcement

David MacMain presented and moderated a panel with his friends Chester County Sheriff Kevin Dykes, and Executive Director for the Pennsylvania Chiefs of Police Association Scott Bohn, on the challenges of municipal and local law enforcement's requested involvement with ICE and ICE's increased immigration enforcement efforts. The presentation addressed the legal, political and liability issues that are involved with cooperation and/or a formal agreement with ICE.

PCORP


CCAP
COUNTY COMMISSIONERS
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THE VOICE OF PENNSYLVANIA COUNTIES
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Brian Leinhauser spoke at the PCORP attorneys meeting on the rights and responsibilities of public employees regarding their public and private conduct and speech. The recent First Amendment decisions from the United States Supreme Court have impacted when a public sector employer can take action on an employee or student's comments or speech. Brian addressed the boundaries of employer liability, the do's and don'ts of policy making, and the importance of consistent enforcement of policies. Brian also provided guidance on the importance of ensuring that employees' First Amendment rights regarding free speech, free exercise, or free expression, were protected and not infringed upon by employer policies or rules.

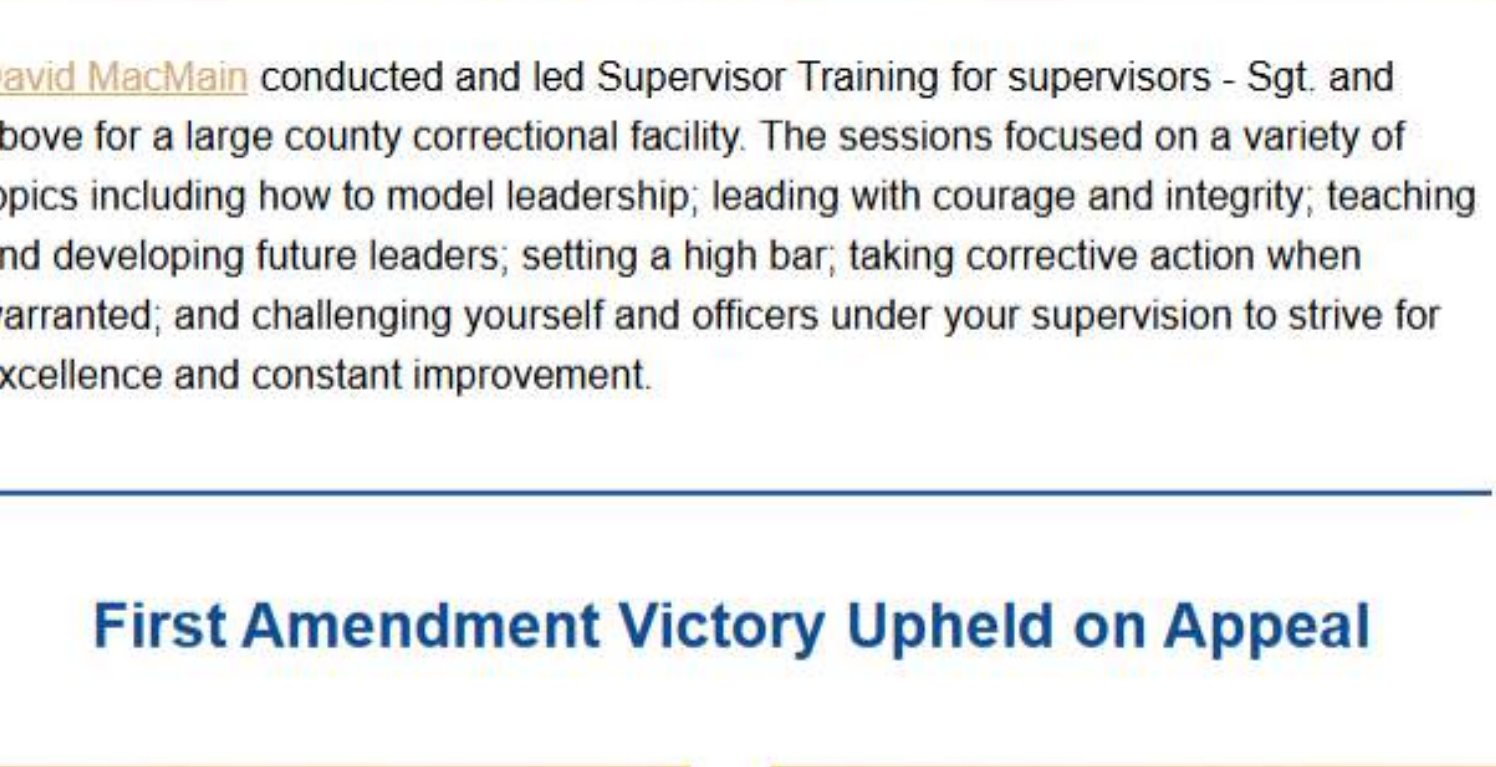
West Chester University Career in Law Night

Attorney Maeve Bain volunteered at her alma mater, West Chester University, at their Careers in Law evening. The event was hosted by the WCU Law Alumni Chapter and the undergraduate Pre-Law Society. Maeve enjoyed the opportunity to speak to students who are preparing for law school and looking forward to joining the practice of law.

MacMain presents on Officer Involved Shootings

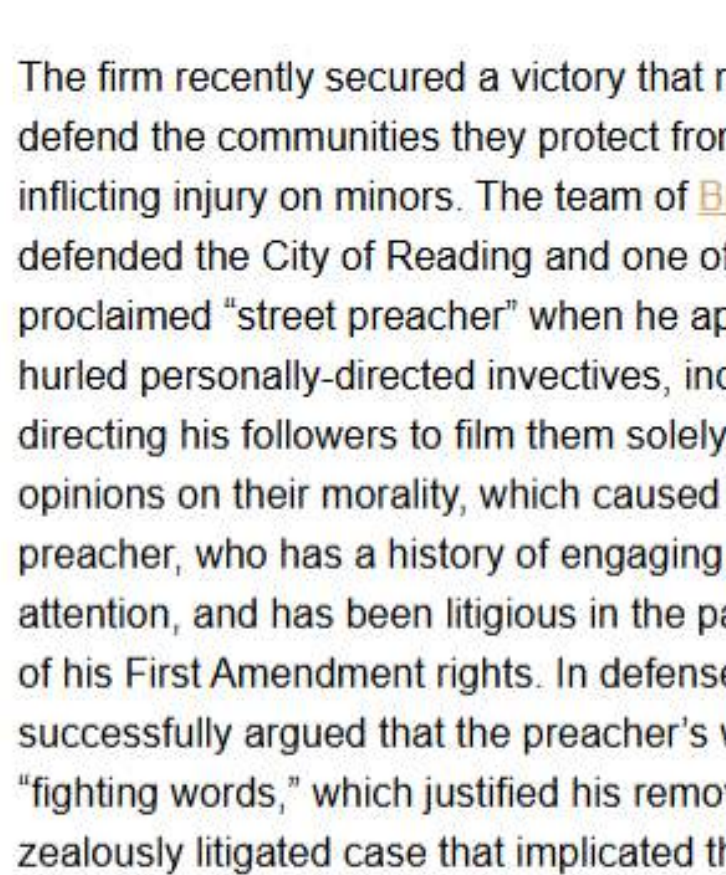
David MacMain presented to a police organization on steps to take after a police-involved shooting from a civil liability and internal steps standpoint. While the investigation into whether the use of force was justified from a criminal standpoint is typically conducted an outside agency, officer-involved shootings (OIS) are very rare for most mid-size and small agencies, and they may not have experience or protocols when faced with such an incident. David, who has been involved as legal counsel either pre-suit or suit in over 100 OIS, presented to over 50 police executives, his thoughts, and recommendations of what to do in the aftermath of such an unusual and significant event.

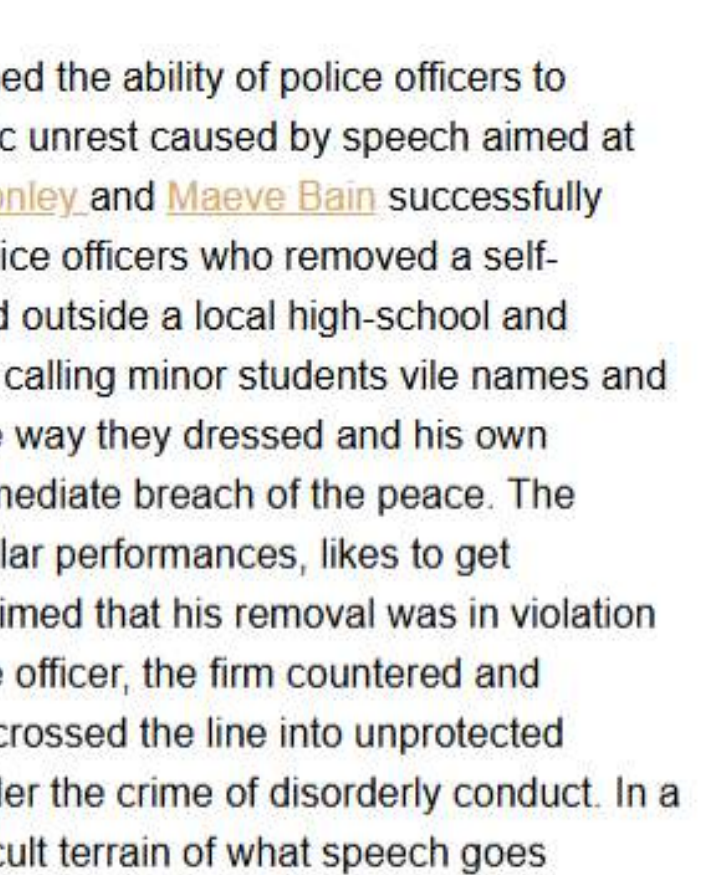
MacMain Conducts Corrections Supervisor Training



David MacMain conducted and led Supervisor Training for supervisors - Sgt. and above for a large county correctional facility. The sessions focused on a variety of topics including how to model leadership; leading with courage and integrity; teaching and developing future leaders; setting a high bar; taking corrective action when warranted; and challenging yourself and officers under your supervision to strive for excellence and constant improvement.

First Amendment Victory Upheld on Appeal





The firm recently secured a victory that reaffirmed the ability of police officers to defend the communities they protect from public unrest caused by speech aimed at inflicting injury on minors. The team of Brian Conley and Maeve Bain successfully defended the City of Reading and one of its police officers who removed a self-proclaimed "street preacher" when he appeared outside a local high-school and hurled personally-directed invectives, including calling minor students vile names and directing his followers to film them solely for the way they dressed and his own opinions on their morality, which caused an immediate breach of the peace. The preacher, who has a history of engaging in similar performances, likes to get attention, and has been litigious in the past, claimed that his removal was in violation of his First Amendment rights. In defense of the officer, the firm countered and successfully argued that the preacher's words crossed the line into unprotected "fighting words," which justified his removal under the crime of disorderly conduct. In a zealously litigated case that implicated the difficult terrain of what speech goes beyond the bounds of what society chooses to accept, Brian and Maeve obtained summary judgment on all claims.

Rather than accept the well-reasoned opinion of the trial court that a person claiming a religious element to his speech has carte blanche to levy personally directed insults designed to incite public tumult, Plaintiff appealed to the Third Circuit, seeking to overturn longstanding "fighting words" precedent and attempting to convert a straightforward matter into a complicated and fundamental reexamination of the First Amendment. In the nuanced briefing involving complicated legal theories that followed, Brian and Maeve successfully parried and exposed the Plaintiff's deliberate distortions of precedent and argued that his words exemplified the rare – but quintessential – embodiment of the fighting words exception to freedom of speech. The Third Circuit affirmed the trial court's grant of summary judgment, issuing a perfunctory opinion agreeing with all of the firm's arguments. The Supreme Court recently denied Plaintiff's Petition for Writ of Certiorari, securing the victory for the City and its officer.

Sale of Oxford Plumbing & Heating

We are pleased to announce that our firm successfully represented the seller in the recent sale of Oxford Plumbing & Heating. This transaction marks an important milestone for our client, and we are proud to have guided them through each stage of the process.

Our team provided comprehensive counsel throughout the deal, including negotiating key terms, managing due diligence, and ensuring a smooth and efficient closing. The matter required close coordination across multiple practice areas, and the result reflects our firm's commitment to delivering strategic, detail-driven support for clients navigating complex transactions.

We congratulate our client on this significant achievement and are grateful for the opportunity to assist them in reaching this successful outcome.

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