



## Michael A. Spizzuco, Jr. Member

Litigation, Labor and Employment

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“Michael Spizzuco was exactly what we needed. Mike concentrates his practice in the construction industry and understands the facets of state law... Having a partner like Mike has been an investment for our company and we're forever grateful.”

~ Heather F.

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

**Michael's primary focus is assisting clients in the construction, manufacturing and supply-chain management sectors, with an expansive litigation practice encompassing both New Jersey and New York state and federal courts.** He represents construction companies of all sizes in various matters including construction defects, contractual disputes, mechanic/construction lien law claims, warranty claims, and public-works project disputes. Michael also reviews and drafts contracts for businesses, project owners, general contractors, subcontractors, and suppliers. Additionally, he serves his clients in defending Division of Consumer Affairs investigations.

Michael is a sophisticated commercial litigator, with significant experience in shareholder-dispute, consumer fraud, products liability, franchise practices, real estate claims and class-action matters. He has extensive experience in defending new and used automobile dealers in all facets of litigation, including consumer lawsuits, franchise terminations, ownership transfers, and warranty reimbursement matters.

In addition to his construction and commercial litigation practice, Michael's labor and employment practice encompasses most industries and includes representing businesses, directors, officers, and employees in state and federal court against employee claims of unlawful discrimination, harassment,

### INDUSTRIES

- Construction

### EDUCATION

- Seton Hall University School of Law, J.D.
- Seton Hall University, B.S., *cum laude, Dean's List, Sports Management Honor Society, Legal Studies Honor Society*

### BAR AND COURT ADMISSIONS

- New Jersey
- New York
- 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
- U.S. Court of Appeals for the Second Circuit
- U.S. Court of Appeals for the Third Circuit

whistleblower, retaliation, and wrongful discharge, wage and hour violations, and breach of employment contracts. Additionally, he advises employers on federal and state wage and hour law issues, including representation in connection with Department of Labor inquiries, investigations, and charges. Michael counsels businesses about all facets of employment law, as well as reviewing and drafting employment contracts, non-solicitation, non-compete, and non-disclosure agreements.

Prior to joining Brach Eichler, Michael was a commercial litigator and corporate services attorney at two New Jersey law firms. In addition, he represented juvenile clients in detention hearings in the Superior Court of New Jersey, Essex County, while acting as a Student Advocate at the Seton Hall Law Center for Social Justice. Also while in law school, Michael served as an Extern for the Honorable Barry P. Sarkisian, J.S.C., of the New Jersey Superior Court, 6th Vicinage.

Michael is a retired, eleven-time National Blackbelt League Sport Karate World Champion.

## REPRESENTATIVE MATTERS

Each lawsuit handled by Michael depends on its unique facts and particular legal circumstances. The following are a list of results obtained by Michael on behalf of his clients:

- *Sengebush v. House Values Real Estate School, LLC*, 2021 WL 343435 (App. Div. 2021) – Obtained reversal of trial court ruling, on a motion to compel arbitration by a putative employer, that plaintiff was an independent contractor and not an employee as a matter of law.
- Successful in trying a multiple-day bench trial in 2018 on behalf of a commercial food supplier.

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## AWARDS



Super Lawyers®  
New Jersey Rising  
Stars list\*

2023



New Jersey Super  
Lawyers® list\*

2024

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

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

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## Insights

Alerts - June 7, 2024

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

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Alerts - May 21, 2024

**Upcoming Increases to the Minimum Salary Requirements for Overtime Exempt Employees**

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Firm Announcements & Wins - April 1, 2024

**Brach Eichler LLC Promotes Ten Attorneys**

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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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Firm Announcements & Wins - March 21, 2024

**Brach Eichler LLC Promotes Ten Attorneys**

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B|E in the News - March 21, 2024

**On the Move and After Hours: Fox Rothschild; Ogletree Deakins; Norris McLaughlin; Brach Eichler; Seiden**

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Awards - August 21, 2023

**Fifteen Brach Eichler Attorneys Included In Best Lawyers® "Ones To Watch" 2024**

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Awards - August 17, 2023

**Forty Total Brach Eichler Attorneys Recognized by Best Lawyers in America® 2024**

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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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Articles - September 26, 2022

**Pending NJ bills would greatly impact Home Improvement Contractors in relation to licensing, contractual regulations and litigation issues**

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