

PALUMBO LAWYERS

CA · NV · CO · WA · AZ

Public Sector Representation

We regularly represent various governmental agencies/entities for a variety of claims:

<i>Employment Defense (Defense Verdict Affirmed on Appeal)</i>	Defended a Regional Transportation Commission and its employees (“RTC”) in a wrongful termination suit seeking in excess of \$500,000 in back pay, front pay, compensatory damages for defamation and discrimination, mental suffering and emotional distress and punitive damages, liquidated damages and attorney’s fees. Motion for summary judgment in favor of RTC was granted and affirmed on appeal.
<i>Personal Injury</i>	Retained on the eve of trial to defend/resolve a spinal injury claim valued in excess of \$1.75M against public entity. Developed and implemented a successful defense strategy resulting in pretrial settlement of \$250,000, of which only \$50,000 was paid on behalf of our client.
<i>Inverse Condemnation; Risk Transfer/ Recovery</i>	Represented a water district in a property damage/inverse condemnation case. Through targeted risk transfer and the filing of an early declaratory relief action the firm recovered 85.15% of the water district’s costs and expenses paid to defend the underlying action.
<i>Personal Injury/Property Damage/Products Liability</i>	Represented multiple entities at forefront of investigation and litigation regarding epidemic of pinhole leaks in copper pipes. Litigation comprised of multiple public entities including both regional and local water districts involving highly technical water chemistry and scientific velocity issues.
<i>Subrogation: Personal Injury/Premises Liability Defense Verdict Appealed</i>	Successfully defended a City in \$8M contribution / indemnity case brought by tenant’s insurer in the federal court; summary judgment on behalf of the City after Palumbo Lawyers LLP was retained on the eve of trial to defend the City.
<i>Fire-Related Personal Injury/Property Damage</i>	Defended a utility company design professional/contract administrator in one of the largest cases pending in California against multiple-billion dollar wildfire claims, through targeted early mediation of liability and causation issues in order to drastically limit exposure.
<i>Eminent Domain</i>	Represented homeowner in eminent domain matter where a state agency sought to expand local highway through a portion of homeowner’s property, including continued maintenance easement. Amicably resolved prior to litigation for the value of the property to be seized.

<i>Negligence/Equitable Indemnity</i>	In a lawsuit filed by a City against a private cellular communications company and its contractors for vibratory-related damages to the new city library following removal of an underground storage tank on the property neighboring the library. The firm was brought into the case less than three months before a mandatory five- year trial deadline to defend the general contractor who contracted with the City to construct the library. The firm was successful in unifying the experts and negotiating a no-contribution settlement for our client on the eve of trial.
<i>Personal Injury</i>	In a suit involving a bicycle accident on a City owned and maintained multi-use trail, obtained dismissal through a Motion for Summary Judgment based upon trail immunity.
<i>Civil Rights Claim</i>	Defended officers of a City’s Police Department against claims for violation of civil rights during search, seizure and arrest. Successfully obtained a dismissal by showing that the officers were under the tactical command of another agency at the time.
<i>Personal Injuries/Risk Transfer</i>	Successfully defended a City in an action brought by a bicyclist against the City and real estate developer for personal injuries, including brain injuries, suffered as a result of striking a road obstruction. We were able to reach a settlement whereby the real estate developer, and its subcontractors, paid more than 95% of the settlement. The City’s portion of the settlement was \$5,000.
<i>Contract Negotiations</i>	Analyze and negotiate contracts between a City and its vendors. Negotiate and draft construction contracts on behalf of the City. Assisted in the acquisition and transfer of real property.
<i>Personal Injury</i>	Defended a District in an action brought by a high school student who suffered a spinal cord injury resulting in quadriplegia while participating in a school sponsored, extracurricular sporting event. Negotiated a dismissal for a waiver of fees and costs in favor of the District on the strength of waiver arguments.
<i>Personal Injury</i>	Defended the City from a bicyclist’s \$500,000 personal injury claim. Settled for nuisance value.