

Motion for Summary Judgment Win in Whistleblower Retaliation Case

Winston won a major victory for a major medical technology company when the arbitrator entered an Order Granting the Motion for Summary Judgment and dismissing the case in full, with prejudice, an incredibly uncommon occurrence in arbitrations. The arbitrator subsequently also issued an order denying plaintiff's Motion to Reconsider. Plaintiff alleged retaliation in violation of the Minnesota Whistleblower Act when she claimed she was fired in retaliation for reporting her direct supervisor for alleged illegal assault, harassment, and bullying during a sales coaching session. From the outset, we worked very closely with the client, pursuing an extremely aggressive strategy, which included moving the case into AAA arbitration, making a motion to dismiss (thereby exposing the weaknesses in claimant's case), and obtaining useful admissions and testimony when deposing the claimant.

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