



Matthew W. Holder

Associate

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PRACTICE AREAS

- Litigation
- Labor and Employment
- Construction and Infrastructure

INDUSTRIES

- Construction and Infrastructure

OVERVIEW

Mr. Holder is an associate in the Business Trial practice group in the Del Mar Heights office. Mr. Holder also works in the Labor and Employment practice group.

Areas of Practice

Mr. Holder has a wide array of experience in complex civil litigation, as well as labor and employment litigation. He has worked extensively with fact and expert witnesses during investigations, discovery, and trial, and has significant briefing experience in the pleading, discovery, trial, and appellate stages of litigation. Mr. Holder has represented clients in state and federal court, as well as before numerous state and federal agencies, including the National Labor Relations Board.

Mr. Holder's diverse experience in complex civil litigation includes the following types of representative matters:

- Representing real estate developers and contractors as plaintiffs and defendants in disputes involving claims for breach of contract, negligence, construction defect, fraud, and interference with contract;
- Defending a large insurance brokerage against complex claims of unfair competition and statutory violations;
- Representing aerospace companies as plaintiffs and defendants in breach of contract claims;
- Defending a major auto manufacturer against claims of breach of contract and fraud;
- Representing manufacturers and retailers as both plaintiffs and defendants in claims involving false advertising and unfair competition;
- Prosecuting and defending against claims involving misappropriation of trade secrets;
- Defending an industrial supplier against claims for product liability, negligence, breach of warranty, and indemnity;
- Defending a major oil and gas company against claims of wrongful death and negligence;
- Defending a Fortune 10 executive against claims of criminal conspiracy and securities fraud; and
- Defending a major law firm against claims of legal malpractice.

Mr. Holder's experience in labor and employment litigation includes the following the types of representative matters:

- Defending employers against discrimination and harassment claims;

- Defending employers against breach of contract claims;
- Defending employers against claims involving wage and hour violations, including overtime, off-the-clock, reporting time penalties, prevailing wage violations, and meal period and rest break violations;
- Representing employers and their agents in workplace violence, civil harassment, and identity theft proceedings, including by obtaining temporary restraining orders and injunctive relief;
- Defending employers against claims for pension and health contributions under ERISA;
- Representing employers in all forms of National Labor Relations Board proceedings, including defending against unfair labor practice charges, prosecuting unfair labor practice charges, and handling election campaigns and other related petitions; and
- Providing advice to employers regarding all of the above types of claims and proceedings.

EDUCATION

- J.D., University of Southern California, 2001; *Order of the Coif*; National Moot Court Team; Hale Moot Court Semifinalist; American Board of Trial Advocates Award for Excellence in Preparation for Trial Practice of the Law.
- B.A., History, University of Southern California, 1998, *magna cum laude*.

CLERKSHIPS

- Intern to Judges John Reid and Susan Bryant Deason, U.S. Attorney's Office in Washington D.C.
- Extern, in Los Angeles County Superior Court, U.S. Attorney's Office in the Central District of California

HONORS

- "Outstanding Service Award" for the Legal Aid Society of San Diego, both 2007 and 2008.

MEMBERSHIPS

- Association of Business Trial Lawyers
- Alumni, J. Clifford Wallace American Inn of Court
- Member, Board of Directors and Human Resources Committee, Boys & Girls Clubs of San Dieguito

ARTICLES

- Who's to Blame? 'Baird' Clears Way for an Answer, June 13, 2006

Construction & Infrastructure Law Blog Articles

- "California Court of Appeal Affirms That Certain Types of Public Contributions Do Not Make Development a 'Public Work' Under Former Version of Statute", January 25, 2006

Corporate & Securities Law Blog Articles

- "United States Supreme Court Limits Scope Of Federal Criminal "Honest Services" Fraud Statute," July 30, 2010

Labor & Employment Law Blog Articles

- "U.S. Supreme Court Rejects Gender Discrimination Class Action Against Wal-Mart," June 20, 2011

- "Lawsuit by Deaf Employee Based on Failure to Provide Sign Language Interpreter Sent to Jury", August 30, 2010
- "Wall Street Reform Legislation Creates New Diversity Requirements for Government Contractors", August 30, 2010