



The MacMain Law Group LLC

Spring 2019 Newsletter



Firm Announcement



The MacMain Law Group, LLC is extremely pleased to announce that Janelle E. Fulton will be joining the firm as a Partner on March 11, 2019. Attorney Fulton, who was a partner at an area firm specializing in employment litigation, is a long-time friend, and former colleague to MLG partners David MacMain, Brian Leinhauser and Matt Connell having worked with them at prior firms where she handled many §1983 civil rights, employment and municipal tort matters, including trying multiple cases to verdict.

Janelle also has over 20 years of experience, is rated AV Preeminent by Martindale-Hubbell, and has been named multiple times as a Pennsylvania

Super Lawyer. She has had considerable trial and arbitration experience, and has successfully argued before the United States Court of Appeals for the Third Circuit, as well as several federal and state courts in Pennsylvania, Florida, New York, and Alabama. Janelle also devotes a significant portion of her practice to counseling and advising clients on a wide range of employment-related and data privacy issues.

Janelle maintains an active involvement in the community, including serving as past-Pro Bono General Counsel and a former Member (and Co-Chair) of the Board of Directors of the William Way GLBT Community Center of Philadelphia.

Firm News

MacMain Wins Defense Verdict For Bethlehem Police Department

David J. MacMain scored a defense verdict for a Bethlehem police officer who ran over a suspect when the officer was responding to a suspected burglary in progress call, and was driving his cruiser the wrong way on a one-way street without his lights and sirens on. The Court, over David's objection, instructed the jury that the officer was *negligent per se* and in violation of The Vehicle Code. David successfully argued that the suspect was more negligent and should have known that another officer, who was responding on foot, was attempting to detain plaintiff when he ran into the street and into the path of the Officer's cruiser. Despite the significant injuries, which caused a 2-week hospital stay for the plaintiff and the resulting 'sympathy' factor, and the *negligent per se* instruction, the jury found in favor of our client – the Bethlehem officer.

The MacMain Law Group At DRI – Governmental Liability Conference

The MacMain Law Group played a large role in the 2019 Defense Research Institute's Governmental Liability Conference held January 30 – February 1, 2019 in San Antonio, Texas. The conference, which is the pre-eminent defense bar **civil rights** conference, was attended by over 500 lawyers, government officials, and insurance professionals from all over the country. Read more about our contribution to the conference [here](#).



Upcoming Speaking Engagements

David J. MacMain will present at the 2019 Civil Rights Symposium hosted by the Pennsylvania Bar Institute on April 4, 2019 in Philadelphia, PA. Mr. MacMain will lead two seminars, Settlement of §1983 Cases, and Attorney Fees under §1988. You can register for the 2019 Civil Rights Symposium [here](#).

Brian H. Leinhauser will be discussing requirements under Sunshine, the Right-to-Know Law and Ethics Act on May 31, 2019 at the Commonwealth Charter Academy.

David J. MacMain will be traveling to Cape Coral, Florida on May 14 to 16 to participate in the three-day Law Enforcement Litigation, Loss Control and Risk Management Conference. Mr. MacMain will be presenting on Law Enforcement Liability Issues at this conference.

National Law Day Focuses on Law and the Legal Profession



National Law Day is held on May 1 and focuses on law in our society and promotes an understanding of the legal profession. In 1958, former President Dwight D. Eisenhower established the day to show the commitment to the importance of law. A few years later, in 1961, Congress selected May 1 as the official day through a joint resolution. Since that time, each President celebrates the day to reinforce the country's commitment to law and the practice of it.

Each year, a theme is chosen to celebrate the day and educate the public about how the law affects every citizen and its importance in holding together our society. "Free Speech, Free Press, Free Society" is the theme for 2019. It will detail how these elements should be protected, understood, and held dear as a

foundation of our government. Without free speech and press, the law cannot be properly upheld, and the dissemination of information cannot occur as we know it. How technology affects free speech and press will also be examined due to the constant challenges and changes it presents.

If you have questions about legal matters pertaining to *education law*, *government defense*, *religious entities and non-profits*, or *employment law*, contact **The MacMain Law Group LLC** at **484-318-7106** or submit an *online inquiry*. We serve clients in Philadelphia and Chester County from our office in West Chester, Pennsylvania.

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