
Regina A. Musolino

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Areas of Practice

Labor & Employment

Single-Plaintiff Employment Litigation; Wage & Hour Class Action Litigation; Workplace Counseling.

Experience

Ms. Musolino is a partner in the Labor and Employment Practice Group in Seyfarth Shaw LLP's Los Angeles office. Her practice involves representing employers in all aspects of labor and employment litigation, including wrongful termination, employment discrimination, harassment, retaliation, wage and hour, and breach of contract. She also regularly assists employers in establishing appropriate labor and employment policies and procedures in all areas of the employment relationship, with a specific emphasis on compliance with wage and hour laws. In particular, Ms. Musolino has had extensive experience litigating wage and hour class actions, involving state wage claims as well as nationwide FLSA collective actions. She has handled litigation matters for a wide variety of industries, including public accounting, banks and mortgage lending, insurance, health care, oil & gas, information technology, and retail.

Ms. Musolino was also involved in the development of the Firm's "SeyfarthLean" initiative. *SeyfarthLean* helps drive down the costs of legal services by identifying and eliminating the inefficiencies that can push costs higher. The application of this process-driven methodology involves mapping the delivery of services and identifying areas where efficiencies can be gained. As part of these efforts, she completed a Six Sigma Green Belt training course and has attained her certification. She was one of the key contributors to applying the methodology to the Firm's single plaintiff practice, and in particular, was part of the team that developed the Firm's single plaintiff "process map," for both federal and California state litigation matters.

Ms. Musolino began her career in litigation serving as a law clerk with the Los Angeles Superior Court. Ms. Musolino has also worked as an accountant and tax consultant for various Big 4 accounting firms.

Education

J.D., University of Southern California Law School (1998)
Hale Moot Court Honors Program

B.S. in Business Administration (Accounting), Youngstown State University, *magna cum laude* (1991)

Admissions

California

Courts

U.S. Court of Appeals for the Ninth Circuit

U.S. District Court for the Central, Southern, Northern and Eastern Districts of California

Affiliations

Los Angeles County Bar Association (Labor & Employment Section)

Women Lawyers Association of Los Angeles

Los Angeles Economic Development Corporation (Workforce Development Committee)

Representative Cases

Vinole et. al. v. Countrywide Home Loans, Inc. (S.D. Cal.)(alleged misclassification of mortgage brokers as exempt under the outside sales exemption). Preemptive motion to deny class certification granted and ruling upheld by the Ninth Circuit Court of Appeals in *Vinole et. al. v. Countrywide Home Loans, Inc.*, 571 F. 3d 935 (9th Cir. 2009).

Velasquez et. al. v. HSBC Finance Corporation et. al. (N.D. Cal.)(nationwide FLSA collective action alleging unpaid off-the-clock work). Successfully defeated collective certification of proposed class of approximately 10,000 employees. *Velasquez et. al. v. HSBC Finance Corporation et. al.*, 2010 U.S. Dist. LEXIS 21311 (N.D. Cal. 2010).

Mekhitarian et. al. v. Deloitte & Touche (C.D. Cal.)(alleged misclassification of tax accountants under the administrative exemption). Plaintiffs' motion for class certification denied.

Urso v. Countrywide Home Loans, Inc. (JAMS arbitration) (alleged misclassification of mortgage brokers as exempt under the outside sales exemption). Motion to deny class certification on the grounds of collateral estoppel granted.

Slattery et. al. v. Goldentree Asset Management, LP et. al. (C.D. Cal.) (purported class action alleging defunct corporation (Axium International) failed to pay employees final paychecks). Motion to dismiss granted as to all causes of action.

Williams v. Allstate Insurance Company (alleged failure to pay compensation to adjusters for alleged “off the clock” work)

Brothers Servicing LLC v. Goldentree Asset Management LP et. al. (Los Angeles Superior Court) (motion picture production company alleging defendants committed fraudulent acts against plaintiff)

USW et. al. v. BP Pipelines (North America) Inc. (Los Angeles Superior Court) (alleged failure to provide meal and rest breaks to pipeline employees)

USW et. al. BP Products North America, Inc. (Los Angeles Superior Court) (alleged failure to provide meal and rest breaks to refinery employees)

Okura v. Kaiser Permanente et. al. (alleged misclassification of pharmacy managers as exempt under the managerial exemption) Summary judgment granted, court finding that named plaintiff was exempt as a matter of law.

Garcia v. Valero Energy Corporation (Los Angeles Superior Court) (alleged failure to pay overtime and provide meal and rest breaks to refinery employees)

Ishak et. al. v. Kaiser Foundation Hospitals (Los Angeles Superior Court) (alleged misclassification of IT help desk and desktop support employees)

Merenda v. Symantec Corporation (Los Angeles Superior Court)(alleged misclassification of quality assurance analysts as exempt under the administrative exemption)

Publications

Striking First: Preemptive Motions to Deny Class Certification, Fair Labor Standards Handbook, Issue No. 273 (June 2008)