

# ARTHUR D. MARTINUCCI

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Shareholder

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Attorney Martinucci's practice is concentrated on providing public and private sector employers with legal advice and representation in various employment and civil rights matters in both union and non-union settings. He represents clients before the Equal Employment Opportunity Commission, the Pennsylvania Human Relations Commission and the Erie County Human Relations Commission against allegations of employment-related discrimination and harassment, and has had favorable results. Attorney Martinucci has also successfully litigated wrongful discharge and employment discrimination cases before various State and Federal Courts in Western Pennsylvania and conducts collective bargaining negotiations for public and private sector clients. His clients include private and publicly traded corporations, religious organizations, school districts, municipal authorities, insurance companies and individuals.

Attorney Martinucci represents municipal governments, police departments, authorities, and school districts, together with their employees, in a variety of areas, both as a solicitor and in litigation matters, including alleged civil rights violations and related claims under the U.S. and Pennsylvania constitutions and other statutes. He has successfully defended various public entities and their agents against claims of sexual harassment, racial, gender and national origin discrimination and alleged deprivations of constitutional and civil rights under 42 U.S.C. §§1981 and 1983-1988.

Additionally, Attorney Martinucci also represents parties in complex commercial litigation and contract cases, as well as in personal injury and insurance bad faith matters.

## Areas of Practice

- Employment
- Civil Rights
- Human Relations
- Equal Employment Opportunity Commission
- Discrimination
- Harassment
- Wrongful Discharge
- Labor Negotiations
- Grievance Arbitrations
- Unfair Labor Practice
- Litigation

## Bar Admissions

Pennsylvania, 1991

## Education

**University of Pittsburgh School of Law, Pittsburgh, Pennsylvania**  
J.D. - 1991

## **Allegheny College, Meadville, Pennsylvania**

B.A. - 1988

Major: History and English

### **Representative Cases**

*Anderson v. Millcreek Twp. Sch. Dist.*, 547 Fed.Appx. 169 (3rd Cir. 2014)  
*McCreary v. Redevelopment Authority*, 427 Fed.Appx. 211 (3rd Cir. 2011)  
*Barr v. County of Clarion*, 417 Fed.Appx. 178 (3rd Cir. 2011)  
*Petruska v. Gannon University*, 462 F.2d 294 (3rd Cir.), cert. den 127 S.Ct. 2098 (2007)  
*Steele v. City of Erie*, 113 Fed. Appx. 456 (3rd Cir. 2004)  
*Elias v. Cmty. Res. for Independence, Inc.*, 2014 U.S. Dist. LEXIS 41538 (W.D.Pa. 2014)  
*Anderson v. Sullivan*, 2013 U.S. Dist. LEXIS 133810 (W.D.Pa. 2013)  
*Anderson v. Millcreek Twp. Sch. Dist.*, 2013 U.S. Dist. LEXIS 116082 (W.D.Pa. 2013)  
*Anderson v. Sullivan*, 2013 U.S. Dist. LEXIS 116086 (W.D.Pa. 2013)  
*Anderson v. Millcreek Twp. Sch. Dist.*, 2013 U.S. Dist. LEXIS 41826 (W.D.Pa. 2013)  
*O'Malley v. Wire Weld, Inc.*, 2012 U.S. Dist. LEXIS 16320 (W.D.Pa. 2012)  
*Anderson v. Millcreek Twp. Sch. Dist.*, 2012 U.S. Dist. LEXIS 2680 (W.D.Pa. 2012)  
*Anderson v. Millcreek Twp. Sch. Dist.*, 2011 U.S. Dist. LEXIS 127215 (W.D.Pa. 2011)  
*McCreary v. Redevelopment Authority*, 2010 U.S. Dist. LEXIS 102153 (W.D.Pa. 2010)  
*Martin v. Pleasant Ridge Manor-East*, 2010 WL 887349 (W.D.Pa. 2010)  
*Ferguson v. Commonwealth of Pa.*, 2009 WL 723426 (W.D.Pa. 2009)  
*Petruska v. Gannon University* 2008 WL 2789260 (W.D.Pa. 2008)  
*Gallagher v. Pa. Bureau of State Police*, 2007 WL 141062 (W.D. Pa. 2007)  
*Haylett v. St. Martin Day Care Center*, 2007 WL 1115205 (W.D.Pa. 2007)  
*O'Neil v. Diocese of Erie*, 2006 WL 3052700 (W.D.Pa. 2006)  
*Sherrod v. Booker T. Washington Center*, 2006 WL 2707317 (W.D.Pa. 2006)  
*Haylett v. Bohrer*, 2006 WL 2372134 (W.D.Pa. 2006)  
*Buzzanco v. Lord Corp.*, 173 F.Supp. 2d 376 (W.D.Pa. 2001)  
*Feidler v. Morris Coupling Co.*, 784 A.2d 812 (Pa.Super. 2001)  
*Galloway v. United States*, 492 F.3d 219 (3rd Cir. 2007)  
*Weiss Buy Services v. Paglia*, 411 F.3d 415 (3rd Cir. 2005)  
*Bramlett v. Vertical Resources*, 95 Fed. Appx. 395 (3rd Cir. 2003)  
*Schauer v. Fid. Sec. Life Ins. Co.*, 2015 U.S. Dist. LEXIS 31394 (W.D.Pa. 2015)  
*Deng Deng v. Henton*, 2014 Bankr. LEXIS 624 (W.D. Pa. 2014)  
*In re Joseph B. Dahlkemper Co.*, 165 B.R. 149 (W.D. Pa. 1994)  
*In re Granda*, 144 B.R. 697 (W.D. Pa 1992)

### **Professional Associations and Memberships**

American Bar Association, Sections of Litigation, Business Law, Labor and Employment Law, Antitrust Law, Urban, State and Local Government Law, 1991- present  
Pennsylvania Bar Association, 1991-present  
Erie County Bar Association, 1991-present  
USA Rugby Referee Association, 2003  
Allegheny Rugby Union Referee Association, 2003  
St. Martin Center, Inc., Board of Directors (former)  
Erie DAWN, Inc. Board of Directors (former)

