

Michael A. Spizzuco, Jr.

Member

Litigation, Labor and Employment

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> Michael Spizzuco was exactly what we needed. Mike concentrates his practice in the construction industry and understands the facets of state law... Having a partner like Mike has been an investment for our company and we're forever grateful.
>
> **~ Heather F.**
>
> **Results may vary depending on your particular facts and legal circumstances.*

Michael's primary focus is assisting clients in the construction, real estate and manufacturing industries. He represents construction companies of all sizes in various matters including construction defects, contractual disputes, mechanic/construction lien law claims, warranty claims, and public-works project disputes. Michael also reviews and drafts contracts for businesses, project owners, general contractors, subcontractors, and suppliers. Additionally, he serves his clients in defending Division of Consumer Affairs investigations.

Michael is a sophisticated commercial litigator, with significant experience in shareholder-dispute, consumer fraud, products liability, franchise practices, real estate claims and class-action matters. Whether a client has a dispute with a partner, or has been accused of misleading a consumer, Michael has the requisite experience to handle the matter. Michael has litigated extensively throughout the courts of New Jersey and New York, as well as each jurisdiction's federal counterparts. While Michael employs a resolution-first litigation strategy designed to benefit his clients, he's not afraid to litigate a case to its conclusion, as reflected by his first-chair trial experience.

In addition to his construction and commercial litigation practice, Michael's labor and employment practice encompasses most industries and includes

INDUSTRIES

- Construction

EDUCATION

- Seton Hall University School of Law, J.D.
- Seton Hall University, B.S., *cum laude, Dean's List, Sports Management Honor Society, Legal Studies Honor Society*

BAR AND COURT ADMISSIONS

- New Jersey
- New York
- U.S. District Court, District of New Jersey
- U.S. District Court, Eastern District of New York
- U.S. District Court, Southern District of New York
- U.S. Court of Appeals for the Second Circuit
- U.S. Court of Appeals for the Third Circuit

representing businesses, directors, officers, and employees in state and federal court against employee claims of unlawful discrimination, harassment, whistleblower, retaliation, and wrongful discharge, wage and hour violations, and breach of employment contracts. Additionally, he advises employers on federal and state wage and hour law issues, including representation in connection with Department of Labor inquiries, investigations, and charges. Michael counsels businesses about all facets of employment law, as well as reviewing and drafting employment contracts, non-solicitation, non-compete, and non-disclosure agreements.

Michael is a retired, eleven-time National Blackbelt League Sport Karate World Champion.

REPRESENTATIVE MATTERS

Each lawsuit handled by Michael depends on its unique facts and particular legal circumstances. The following are a list of results obtained by Michael on behalf of his clients:

- Haddad Plumbing and Heating, Inc. v. Newburgh Windustrial Supply Co., Inc., 2025 WL 763413, Docket No.: A-0125-23 (March 11, 2025). Obtained reversal of erroneous summary judgment against contractor where trial court ordered that contractor would never be able to provide its damages.
- NY United A-1 Construction, Inc. v. J.P. Management, LLC, *et al*., 2023 WL 2919090 (S.D.N.Y., April 12, 2023). Obtained complete dismissal of action on behalf of client filed in Southern District of New York based upon lack of jurisdiction.
- Sengebush v. House Values Real Estate School, LLC, 2021 WL 343435 (App. Div. 2021) – Obtained reversal of trial court ruling, on a motion to compel arbitration by a putative employer, that plaintiff was an independent contractor and not an employee as a matter of law.
- Successful in trying a multiple-day bench trial in 2018 on behalf of a commercial food supplier.

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AWARDS



Best Lawyers® in America: Ones to Watch list*

2024 - 2026



New Jersey "Super Lawyers Rising Stars®" list*

2022 - 2025

*No aspect of this advertisement has been approved by the Supreme Court of New Jersey.
Click here for the Awards and Honors Methodology.

Insights

Newsletters - *October 10, 2025*
Litigation Quarterly Advisor – Fall 2025

Alerts - *October 10, 2025*
Employee Rights Expanded Under the NJ Worker Freedom from Employer Intimidation Act

Awards - *August 21, 2025*
57 Total Brach Eichler Attorneys Recognized by Best Lawyers in America© 2026

Newsletters - *April 17, 2025*
Litigation Quarterly Advisor – Spring 2025

Articles - *April 16, 2025*
Non-Disclosure Agreements

Awards - *March 20, 2025*
34 Attorneys from Brach Eichler Recognized for Inclusion in the 2025 “New Jersey Super Lawyers” list by Super Lawyers

Events - *March 1, 2025*
Michael A. Spizzuco, Jr. Speaks at NBI’s Construction Law Webinar Covering New Jersey Legal Fundamentals

Awards - *August 15, 2024*
45 Total Brach Eichler Attorneys Recognized in the “2025 Best Lawyers in America©” List by Best Lawyers

Alerts - *June 7, 2024*
EEOC’s Updated Guidance on Identifying and Preventing Workplace Harassment

Alerts - *May 21, 2024*
Upcoming Increases to the Minimum Salary Requirements for Overtime Exempt Employees