

PUBLICATIONS

- Contributing Editor, Unruh Civil Rights Act Chapter of the California Practice Guide, Civil Procedure Before Trial, "Claims and Defenses," (2012).
- Pillar, N., Konecky, J., Joyner, L. "Power in Numbers." Forum, Employment Law Consumer Attorneys of California (2020).
- Konecky, J. & Joyner, L. "How to resolve small damages claims: Arbitration and the new normal." Forum, Civil Rights Consumer Attorneys of California (2018).
- Konecky, J. "Facts and Myths About Learning Disabilities and Standardized Testing: Private Enforcement of the Legal Right to Reasonable Testing Accommodations." The Verdict (Summer 2004).
- Wolinsky, S., Konecky, J. & Aubrejuan, A. "The Legal Rights of Students with Learning Disabilities in the United States." In Vogel, Susan A. (Ed.), Learning Disabilities in Higher Education and Beyond, York Press (2003).
- Konecky, J. & Wolinsky, S. "Through the Maze: Legal Issues and Disability Rights." Learning Disabilities: A Multi-Disciplinary Journal, Vol. 10, No. 2 (2000).

COLLABORATIVE MEDIATION

Joshua Konecky is a mediator who develops pathways to resolution through diligent preparation, thoughtful evaluation, effective communication, and steady follow-through. He is in the inaugural cadre of mediators for The Mediation Collaborative, a groundbreaking organization dedicated to excellence in mediation.

Before launching his mediation practice, Josh spent over twenty-five years litigating and managing complex civil litigation in California and across the country. He specialized in wage and hour cases and other employment disputes in both the state and federal courts, as well as complex business-to-business disputes in the Chancery Court in Delaware. Josh was named by the Daily Journal as a top labor and employment attorney in California and has considerable experience in all facets of civil litigation, including mediation, discovery, motion practice, trial, and appeal.

Josh continues to serve as a mediator on the ADR panels for the Northern District of California, the Alameda Superior Court, and the San Francisco Superior Court. He has facilitated settlements in a wide variety of civil cases, including wage and hour, employment discrimination, contract disputes, personal injury, insurance coverage, and landlord-tenant disputes (commercial and residential). He also is an active member of The Mediation Society in San Francisco.

Josh received his J.D. from New York University School of Law (1995) and his undergraduate degree at Haverford College (1990). He was a Skadden Public Service Fellow in 1997-1999 and a U.S. Fulbright Scholar in 2002. Before joining The Mediation Collaborative, Josh earned his 42-hour mediation training certificate from the Straus Institute for Dispute Resolution at Pepperdine University School of Law and his 40-hour mediator training certificate from the Northern District of California's Mediation Training Program. Josh has continued to hone his mediator skills through the multi-faceted and immersive mediator training programs provided by The Mediation Collaborative.

PRESENTATIONS

- *Beard Class Action Conference*, Mass Arbitrations, New York, NY (9/20) Panel speaker addressing procedure, practice, and ethical issues for mass arbitrations versus class and representative actions (MCLE event).
- *Practicing Law Institute, California Employment Law Update*, San Francisco, CA (9/14) Panel speaker on case law development and procedural considerations for claims brought under the California Private Attorneys General Act of 2004 in federal and state court (MCLE event).
- *Mediation and Settlement of Wage-and-Hour Disputes*, San Francisco, CA (10/13) Moderator of panel discussing approaches and considerations for ensuring fair and reasonable class action settlements (MCLE event).
- *ACI 18th National Forum on Wage & Hour Claims and Class Actions*, New York, NY (5/13) Panel speaker addressing case law developments and practice points pertaining to class and collective actions in the wage and hour context (MCLE event).
- *Class Action Litigation and Management*, Los Angeles, CA (4/13) Panel speaker on "Changing Classes: Statistical Differences and Damages after Dukes" (MCLE event).
- *Association of Business Trial Lawyers*, Fresno, CA (3/13) Panel speaker with state appellate court justice, federal magistrate judge and practitioners providing update on class action law (MCLE event).
- *Federal Practice Primer & Insights from the Bench*, San Francisco, CA (10/12) Chair of panel comprised of federal court practitioners and federal magistrate judge addressing practice and procedure in federal court (MCLE event).
- *Wage & Hour 101*, Costa Mesa, CA (10/12) Panel presentation on key aspects of State and federal wage and hour law; 25th Annual Employment Law Conference of the California Employment Lawyers Association (MCLE event).
- *In House Counsel Webinar Series*, Miller Law Group, San Francisco, CA (06/12) "Dukes v. Wal-Mart: One Year Later." Webinar for in-house counsel on the status and changing landscape of class action litigation in both federal and state courts.
- *Stanford University Law School*, Palo Alto, CA (03/08) Guest lecturer on mediation strategies for Alternative Dispute Resolution law school class.
- *Bridgeport Continuing Education*, San Francisco, CA (07/07) "Wage and Hour Class Actions." Presentation on case developments applicable to wage and hour class and collective actions in state and federal court (MCLE event).
- *San Francisco Trial Lawyers Speaker Series*, San Francisco, CA (11/06) "How to Spot a Wage and Hour Class Action." Presentation on the trends in wage and hour class actions and how to identify potential class actions from within one's current case load. (MCLE event).
- *Annual Employment Law Conference*, Long Beach, CA (9/06) Moderator for panel addressing various legal and evidentiary issues in the representation of employees during minimum wage and overtime disputes (MCLE event).
- *Developments in Wage and Hour Law*, San Francisco, CA (7/06) Moderated and presented on panels to employment attorneys on developing areas in wage and hour law (MCLE event).
- *Latest Developments in Wage and Hour Law*, San Francisco, CA (7/05) Presentation to employment attorneys on developing areas in wage and hour law and cases pending before the Supreme Court (MCLE event).
- *How to Spot a Wage and Hour Case – California Regional TLA Conference*, Santa Barbara, California (7/05) Presentation on wage and hour litigation in California (MCLE event).
- *Critical Issues in Employment Litigation – Advanced Course of Study (CEB)*, SF, CA (5/05) Presentation to plaintiff and defense employment attorneys on developments in wage and hour law, including class actions, Proposition 64, meal and rest breaks, commissions, bonus plans and exemptions (MCLE event).
- *Is Your Website Accessible? Legal Ethical and Technical Considerations in Creating Greater Access for People with Disabilities (BASF)*, San Francisco, California.(5/04) Seminar presented to attorneys and website designers regarding the legal requirements and disputes with respect to the accessibility of websites to people with disabilities, sponsored by the Disability Rights Committee of The Bar Association of San Francisco (MCLE event).
- *Critical Issues in Employment Litigation – Advanced Course of Study (CEB)*, SF, CA (5/04) Presentation to plaintiff and defense employment attorneys on current trends in minimum wage and overtime class actions, sponsored by the Continuing Education of the Bar (MCLE event).
- *Seminar in Public Administration and the Law*, San Francisco State University, CA (3/04) Taught class to graduate students in School of Public Administration addressing separation of powers and federalism, including a discussion of the same-sex marriage debate and recent Supreme Court cases concerning the Americans with Disabilities Act in litigation against State governments.

