



BOSTON SUMMER

June 2018

Kenney & Sams, P.C.

Greetings from Kenney & Sams. Please peruse our newsletter for recent developments in the law and at our firm!

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About Us

Congratulations to Lindsay Burke on being promoted to Director at Kenney & Sams, P.C.

Lindsay has become a leader of the bar. She has served on the Massachusetts Bar Association's Complex Commercial Litigation Section, and co-chaired the Business Litigation Committee. Lindsay also participated in the "Women's Leadership Initiative," which pairs women attorneys with more experienced mentors to provide career and leadership development advice.

Lindsay has been recognized by Massachusetts Super Lawyers since 2015, and was awarded the "Up and Coming" Excellence in the Law Award from Massachusetts Lawyers Weekly.

We welcome Lindsay as a Director of our firm and part of our management team.



***Lindsay Burke
Named Director***



Spotlight on Ryan Menard

Ryan is a senior associate with Kenney & Sams. He joined the firm in 2012, and has become an invaluable contributor to our team. Ryan is a graduate of the IADC Trial Academy where he enhanced his skills as a litigator, and has since successfully tried and arbitrated multiple client matters.

Through the years Ryan has become an expert in employment law counseling and compliance. He tirelessly dedicates himself to his clients and has achieved amazing results.

Ryan frequently publishes and presents on cutting-edge employment law issues, and general risk management. Along with Chris Kenney, Ryan recently presented a program to the Massachusetts Risk Management Society on the "Me Too" movement and its impact on employment law.

He is a member of DRI, The BBA, the labor and employment division of the MBA, and Northeastern University School of Law's Young Lawyers Association.

Outside of work, Ryan enjoys spending time with his wife, Cassie, attending concerts. He can also be found taking beautiful photos of outdoor landscape. Stop by the office and see some of his work hanging up!

Legal Issues You Should Know

New Equal Pay Law Offers Little Clarity, New Defenses

By: Lindsay Burke, David Kerrigan & Ryan Menard

Massachusetts employers take notice: The Massachusetts Equal Pay Law becomes effective July 1, 2018, and past practices, like asking a prospective employee during an interview how much they were paid in their old job, will violate the law. Employers need to understand the new law so they can ensure they are in compliance, avoid traps, and take advantage of the law's defenses.

[Read Full Article Here:](#)

Not Getting Paid is Bad Business -

Minimize the Risk

By: Mike Sams

As you draft contracts or assess how to pursue payment, focus on these points:

- contractual payment provisions;
- payment risks—dangers/protections (depending on where you sit); and
- leverage and avenues to obtain payment.

[See Full Article on Page 20 of the Professional Contractor](#)

Recent Successes

Mechanic's Lien Unenforceable Due to Statutory Noncompliance

Nate Cole recently persuaded a Superior Court judge that homeowners are entitled to summary discharge of a mechanic's lien filed by a contractor who could not produce the original contract referenced in its filing but later produced a nearly identical contract for a different amount.

[Read Full Lawyers Weekly Article Here](#)

Noteworthy Events



Ryan Rucki Joins the Firm

Ryan joins the firm as a senior associate. He represents individuals and businesses in complex business litigation matters in both state and federal court. Ryan's practice includes all aspects of commercial, construction and real estate litigation.

WBA Panel Discussion

Lindsay Burke leads an in depth panel presentation regarding women leading law firms.



Mike Sams served as faculty presenter for BRAGB on April 18th, presenting on local development and construction legal matters. Topics included zoning, employment and contract issues.

Mike also served on a national DRI Construction Law Panel in Nashville reviewing risk management issues involved with owners, contractors, subcontractors and design professionals relationship issues.

Mike presented a risk management program at Murphy electrical



Chris Kenney and Ryan Menard jointly presented a program to the Massachusetts Risk Management Society on "The Me Too" movement and its impact on employment law.

Chris Kenney has been busy outside the firm recently serving on faculty for a seminar on trial techniques to DRI Construction Law Committee in Nashville, TN as well as presenting to the Social Law Library.

He has been appointed to the ABA TortSource Editorial Board.

Chris is also preparing for his Directorship for the week long IADC Trial Academy at Stanford University Law School this July.





Mike and Nate shedding a little blood for our client, at Bald Hill Builder's Red Cross Blood Drive.

Members of the Kenney & Sams team out for a run to support the American Heart Association Lawyers Have Heart - Boston!

Teeing off!

On June 18, 2018 Roddy Ames, J. Nathan Cole, David Kerrigan (with Bette McKenzie of Exponent) played in the 2018 Justice Cup at Charter Oaks Country Club in Hudson, MA, sponsored by Kenney & Sams, with proceeds going to benefit Children's Hospital. The event brings the Plaintiff and Defense bars together for a fun day of golf and to support a great cause.



Welcome

Welcome Jen Duplin and Cynthia Cruz! Our two new full-time team members! A welcome addition to our ever growing firm!



Trial-Think ['tri(ə)l thingk] *noun*

1. An approach to dispute resolution and risk management that brings trial experience, preparation and effectiveness to everything we do for our clients.

- Insurance Law - Risk Management

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