



Brienna Braman

She | Her | Hers

Counsel

Albany

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Education

- Albany Law School, *Cum Laude*; *Albany Government Law Review* Managing Editor, JD
- State University of New York at Albany, *Summa Cum Laude*, BS

Practices & Industries

- Commercial Litigation & Complex Trials
- Health Care Controversies
- Labor & Employment
- Torts & Products Liability Defense

Admitted to Practice

- New York

Court Admissions

- US Court of Appeals for the Second Circuit
- US District Court for the Northern District of New York

Biography

Brienna represents businesses, community organizations, municipal entities, and individuals in civil litigation, labor and employment law, and municipal law in federal, state, and appellate courts throughout New York State. She also counsels clients on regulatory and compliance matters.

Bar Associations

- Federal Court Bar Association for the Northern District of New York, Trustee and First Decade Committee Co-Chair
- New York State Bar Association
- Capital District Women's Bar Association

Selected Memberships & Affiliations

- Barclay Damon's Women's Forum

Representative Experience

- Successfully obtained summary judgment in a municipal liability case involving claims of constitutional violations.
- Successfully obtained summary judgment in a case alleging constitutional violations against a municipality.
- Represented an autism services provider being charged for allegedly violating Section 8(a)(1) of the National Labor Relations Act (NLRA) by terminating an employee in retaliation of the employee's protected concerted activities. After investigation, the National Labor Relations Board (NLRB) found no evidence of concerted activities nor animus toward individual concerns the complainant expressed about staffing and other workplace issues. The NLRB found that our client discharged the complainant

because she refused to sign a performance improvement plan.

- Represented a provider in a disability discrimination claim brought by a former patient before the New York State Division of Human Rights. The complainant claimed the provider refused to accommodate her medical condition by making her wear a face mask due to COVID-19. After the investigation, the New York State Division of Human Rights found no probable cause to believe the patient's rights were violated.
- Represented the defendants in a claim brought by a former employee alleging that his former employer and the president of the board of directors terminated him in retaliation for reporting alleged violations of the employer's policies. The jury unanimously concluded that the defendants did not retaliate against the plaintiff.

Prior Experience

- Carter Conboy, Associate
- Carter Conboy, Law Clerk
- Albany City Court, Legal Intern to Judge Rachel Kretser
- Schenectady County Supreme Court, Legal Intern to Justice Christine Clark

Selected Community Activities

- Legal Project Domestic Violence Legal Connection, Pro Bono Legal Service Provider

Selected Honors

- *Best Lawyers: Ones to Watch in America*®: Commercial Litigation, 2022–2025; Health Care Law, 2022–2025; Labor and Employment Law – Management, 2024–2025; Municipal Law, 2024–2025; Personal Injury Litigation – Defendants, 2022–2025
- Selected to *Super Lawyers* Upstate New York Rising Stars: Employment & Labor, 2021–2024
- Albany Law School of Union University, Dominick Gabrielli Appellate Advocacy Moot Court Competition Winner

Selected Speaking Engagements

- "Labor & Employment Law: A Select Overview of Key Topics," Carter Conboy CLE
- "Issues of State and Federal Employment Litigation," Carter Conboy CLE
- "Federal Civil Rights: Litigating a 1983 Claim," Carter Conboy CLE
- "No-Fault Law Update," FAZ Insurance Forum

Selected Media

- Trucking Industry Defense Association Newsletter, "Revisiting the Discovery and Admissibility of Preventability Determinations and Post-Accident Investigations"

Selected Alerts & Blog Posts

- NYS Governor Hochul Signs Bill Requiring Posting of Veterans' Benefits and Services
- NYS Governor Hochul's COVID-19 Designation Triggers Need for HERO Act Exposure Prevention Plan Implementation
- The Impact of New York's HERO Act on Employers
- What Employers Can Expect Under the Biden Administration: Outlook for Legislation on Fair Pay Equity

Selected Podcasts

- *Barclay Damon Live: Labor & Employment Podcast*— "Explaining the Requirements of the NY HERO Act"