Michael K. Furey

Of Counsel

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Overview

Michael "Mike" Furey has a diverse practice, representing clients in commercial litigation and employment matters in federal and state courts. He has extensive appellate experience, having argued on many occasions before the New Jersey Supreme Court and the United States Court of Appeals for the Third Circuit.

Mike's commercial litigation practice is expansive and includes disputes relating to business disputes, healthcare, partnerships, trade secrets and restrictive covenants. He regularly performs employment-related trial work and counseling for clients on discrimination, whistleblower and contract claims and issues. His practice, while primarily New Jersey-focused, has also taken him to other states to argue and try cases and counsel clients.

Additionally, Mike has represented attorneys and law firms in various types of disputes, including malpractice claims and claims relating to the withdrawal of an attorney from a firm. He also advises attorneys on ethics and professional responsibility issues, as well as attorney/client privilege issues.

Mike has compiled an impressive record with his own legal achievements and does extensive bar-related and community work.

Currently, he serves on the Lawyers Advisory Committee for the New Jersey Federal District Court. In addition, he was selected to serve on a Supreme Court committee to review proposed changes to the Rules on Professional Conduct. He is on the Board of Legal Services of New Jersey. For 15 years, he served on the New Jersey Supreme Court's Disciplinary Oversight Committee, where he was the Chair. Mike has also served as President and Chair of the New Jersey Ballet and on the Board of the New Jersey State Bar Association.

Experience

No aspect of this advertisement has been approved by the highest court of any state. Prior results do not guarantee a similar outcome.

Represents several hospitals in a suit against a healthcare insurer regarding the tiering of hospitals, that has been before the New Jersey Supreme Court on two occasions involving discovery issues and public's right to access to court records

Practices & Industries

Complex Commercial Litigation

Healthcare

Litigation

Professional Liability

Shareholder and Securities Litigation

Obtained certification for a client from New Jersey Supreme Court on issue relating to medical expert testimony on subjective complaints of plaintiffs in personal injury litigation, and will argue the appeal

Represented a Fortune 100 retailer in class-action lawsuits in New Jersey, including one case where he argued the class certification issue before the New Jersey Supreme Court.

Tried a defamation action against a credit rating agency in Federal Court and obtained a directed verdict for the client at the end of the plaintiff's case

Completed a 15-day arbitration hearing involving a dispute between shareholders raising governance, fiduciary duty and corporate opportunity issues

Education and Credentials

Education

University of Pennsylvania Law School, J.D.

Dartmouth College, B.A.

Admissions

State of New Jersey

U.S. District Court, District of New Jersey

U.S. Court of Appeals for the Third Circuit

U.S. Supreme Court

Affiliations

Lawyers Advisory Committee for The U.S. District Court, District of New Jersey

Legal Services of New Jersey, Trustee

Recognition and Community

No aspect of this advertisement has been approved by the highest court of any state. Prior results do not guarantee a similar outcome. See Awards Methodology.

Recognitions

Chosen for inclusion in the *Chambers USA Legal Directory* (Chambers & Partners) of recognized practitioners for Labor and Employment in New Jersey, 2005-2018

Chosen for inclusion in the *Chambers USA Legal Directory* (Chambers & Partners) of recognized practitioners for Litigation, 2005-2016

Chosen for inclusion in *The Best Lawyers in America* (Woodward/White, Inc.), Employment Law – Management, 2006-2025, Labor Law – Management, 2006-2025

Selected to the list of New Jersey *Super Lawyers*®, Business Litigation, Employment and Labor, 2005-2021

Selected to the list of Top 100 New Jersey *Super Lawyers*®, Employment and Labor, 2007-2008, 2010-2014

AV Preeminent rated by Martindale-Hubbell

Insights

New Jersey Federal Civil Procedure
December 22, 2022

Peer Review of Scientific Studies: A Critical Review
June 16, 2022

Joint Representations: A Blessing or a Curse?
January 11, 2021

New Jersey Federal Civil Procedure
December 23, 2020

Del. Caremark Opinion Shows Shift In Deference To Boards Of Directors
July 28, 2020

Affidavits of Merit: Should They Be a Waste of Time?
October 22, 2019

Is It Worth the Risk? Doing Business With Your Client
January 14, 2019

New Jersey Supreme Court Moves Closer to *Daubert* Standard for Admissibility of Expert Testimony
August 3, 2018

Judicial Error: The Forgotten Defense
January 24, 2018

Are Advance Waivers Enforceable? Maybe
January 16, 2017

Limited Scope Representation: A Fact of Life, But Risky for Attorneys
January 14, 2016

The 'Saffer' Rule: Is It Time to Reconsider?
November 25, 2015

News

Michael Furey and Kevin Duffy Win Dismissal of Malpractice Case Against a Major Law Firm
July 29, 2024

New Jersey Appellate Division Rules in Favor of Day Pitney Pro Bono Client, Holds Indigent Defendants Have a Right to Counsel in Administrative Child Abuse Proceedings
June 18, 2019

Day Pitney Represents Major Retail Corporation in Personal Injury Case
September 13, 2018

Two Day Pitney Attorneys Recognized in NJBIZ Vanguard Series: Leaders in the Law
July 18, 2018

Chambers USA 2018 Ranks 39 Day Pitney Attorneys and 11 Practices
May 25, 2018

Chambers USA 2017 Ranks 41 Day Pitney Attorneys
May 26, 2017

87 Day Pitney Lawyers Named to 2016 Super Lawyers List
November 10, 2016

71 Day Pitney Lawyers Named to 2017 Best Lawyers List
August 15, 2016

Chambers USA 2016 Ranks 47 Day Pitney Attorneys
May 27, 2016

91 Day Pitney Lawyers Named to 2015 Super Lawyers List
October 30, 2015

68 Day Pitney Lawyers Named to 2016 Best Lawyers List
August 24, 2015

Chambers USA 2015 Ranks 51 Day Pitney Attorneys
May 21, 2015

In The Media

'We're All Going to Get There': Litigators See Turnaround in Federal Courts
New Jersey Law Journal, January 30, 2023

Is It Worth the Risk to Represent a Client Who Has Fired a Previous Attorney?
New Jersey Law Journal, June 22, 2020

Court Establishes Right to Counsel For Indigent Abuse-and-Neglect Litigants
New Jersey Law Journal, June 21, 2019

Walmart Wins At NJ High Court In Fight Over Medical Terms
Law360, March 4, 2019

New Jersey Federal Civil Procedures
American Lawyer Media (ALM), January 18, 2019

Valley Health Settles with Horizon Over OMNIA Tiered Plans
Day Pitney Press Release, October 24, 2018

An inside look at how Horizon used hospital costs - and quality - in plan to change N.J. health care
The Star-Ledger, July 24, 2018

Confidential Documents Suggest Horizon Misled Public on how it Picked Hospitals for OMNIA Program
The Star-Ledger, NJ.com, June 28, 2018

Horizon Can't Divvy Up Trial With Hospitals Over Tiered Plan
Law360, April 25, 2018

Horizon Didn't Justify Sealing Tiered Plan Docs, Judge Says
Law360, April 13, 2018

Omnia Lawsuit Judge Orders Horizon to Release McKinsey Report
NJBIZ, April 12, 2018

Judge Orders Horizon to Let Public See Details Behind OMNIA Insurance Plan
NJ Spotlight, April 12, 2018

The Biggest New Jersey Cases Of 2017
Law360, December 15, 2017

Two hospitals say they are being downgraded to Tier 2 of Horizon's OMNIA plans
Politico, September 12, 2017

Discovery Is Relevant To Horizon Plan Row, NJ Justices Say
Law360, July 25, 2017

N.J. Supreme Court Considers Whether to Give Hospitals Access to OMNIA-Related Documents
Politico; New Jersey Law Journal; Law360, June 20, 2017

Hospitals' suit over OMNIA health plan can continue, Appellate Division says
NJBIZ, April 13, 2017

Barnabas, Hackensack Meridian Execs to be deposed in Omnia suit, judge rules
NJBIZ, January 9, 2017

The Biggest New Jersey Cases of 2016
Law360, December 21, 2016

NJ Panel Grills Hospitals Over Discovery In Horizon Row
Law360, June 8, 2016

Lawsuit: Horizon misled on how it selected N.J. hospitals for top insurance tier
NJ.com, June 4, 2016

Confidentiality is Key Issue in Heating-Up OMNIA Litigation
New Jersey Law Journal, May 5, 2016

Horizon Can't Keep OMNIA Docs Hidden From Challengers
Law360, May 2, 2016

NJ Justices' Fee-Shift Ruling Could Fuel Fiduciary Suits
Law360, April 28, 2016

Holy Name Medical Center, Valley Hospital Sue to Block Ads for New Tiered Horizon Insurance Plan
The Record, December 11, 2015

NJ Hospitals Whack Horizon With Contract Suit Over Omnia
Law360, December 11, 2015

7 Heath Systems Sue to Halt OMNIA Advertising
NJBIZ, December 10, 2015

Attorney Fee Assessments to Hold Steady in 2016
New Jersey Law Journal, October 14, 2015

NJ Cases To Watch In The 2nd Half Of 2015
Law360, August 6, 2015