



## Robert J. Wilger

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## Practice Areas

Business Restructuring and M&A

Wage and Hour

Leave and Accommodation

Handbooks and Policies

Labor Management Relations

## Overview

Robert J. Wilger represents clients in all aspects of employment law, including civil lawsuits and administrative proceedings involving allegations of wrongful termination, discrimination and other claims arising out of employment disputes. In addition to practicing before the United States Supreme Court and other state and federal courts, Robert also has experience in federal and state administrative actions before:

- The California Labor Commissioner
- The California Unemployment Insurance Appeals Board
- The California Department of Fair Employment and Housing
- The Equal Employment Opportunity Commission
- The National Labor Relations Board

Working with clients in a wide variety of industries, including many high-tech companies and housing authorities, as well as with various pro bono clients, Robert offers advice on an extensive range of federal laws and their state counterparts, including:

- Title VII
- The Americans with Disabilities Act
- The Family and Medical Leave Act
- The Fair Labor Standards Act

- The Fair Employment and Housing Act
- The Worker Adjustment and Retraining Notification Act
- The National Labor Relations Act
- Wage and hour laws
- Disability laws
- Leave laws
- The California Family Rights Act
- California Pregnancy Disability Act
- The California Labor Code
- California public sector labor laws

Among his prominent litigation successes, Robert served as counsel in two precedent-setting cases, one which held that temporary impairments are not disabilities under the ADA and the other which limited the scope of actionable retaliation against union employees.

Robert also has extensive traditional labor law experience and has handled collective bargaining, NLRB proceedings, arbitrations and trust fund audits. Additionally, he handles litigation and offers counseling in the following areas:

- Wage and hour
- Reductions-in-force
- Wrongful termination
- Employment discrimination
- Employee leave
- Employee disability accommodation

He also offers general employment law counseling and assists employers with the implementation of effective personnel policies and procedures. Additionally, Robert has taught courses on unfair competition, trade secrets, covenants not to compete and other employment law issues for the Law and Human Resources Management extension program at the University of California, Santa Cruz.

Prior to working at Littler Mendelson, Robert worked for a university advising county extension agents and with a state department of administration on redistricting. In law school, he was a member of the *Law Review*.

## Professional and Community Affiliations

- Member, Santa Clara County Bar Association

## Events & Speaking Engagements

### 2021 California Virtual Regional Employer Conference

Sacramento, CA

October 28, 2021

**The Right to Recall: New Obligations for Employers in California and Beyond**

April 27, 2021

**Top 10 Unexpected COVID-19 Issues for San Jose Employers**

May 28, 2020

**San Jose Breakfast Briefing Series - February Session**

San Jose, CA

February 6, 2020

**San Jose Breakfast Briefing Series - January Session**

San Jose, CA

January 28, 2020

**Recognition**

- Named, Stand-Out Lawyer *Thomson Reuters*, 2024

**Education**

J.D., Stanford University, 1993

M.A./Ph.D., University of Michigan, 1988

B.S., University of Wisconsin-Madison, 1984, *With Distinction*

**Bar Admissions**

California

**Courts**

U.S. Supreme Court

U.S. Court of Appeals, 9th Circuit

U.S. District Court, Northern District of California

U.S. District Court, Eastern District of California

U.S. District Court, Central District of California

U.S. District Court, Southern District of California

U.S. District Court, Western District of Texas

**Publications & Press**

**Littler Appoints New Firm Leaders Across Various U.S. Offices**

*Press Release*

July 24, 2024

**City “Right To Recall” Laws**

*Littler Report*

May 17, 2021

**San Francisco Releases “Back to Work” Layoff Notice and Related Guidance**

*Littler ASAP*

August 11, 2020

**Evidence belies bias ‘surge’ in Silicon Valley**

*External Publication*

September 4, 2013