

David E. Amaya

Partner

San Diego

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Service Focus

- Class and Collective Actions
- Employment Discrimination and Harassment
- Employee Leaves and Accommodations
- Labor Relations
- Litigation and Trials
- Wage and Hour
- California Class Actions and PAGA

Industry Focus

- Energy
- Healthcare
- Hospitality
- Retail

Languages

- Spanish

Overview

David Amaya is a partner in the firm's San Diego office and has devoted his entire legal career to representing employers. Fueled by a passion for workplace law and a competitive drive, he is a tireless advocate for his clients. He enjoys working with companies to develop creative and business-oriented solutions that resolve workplace issues while managing risk and remaining mindful of the client's bottom line.

David's practice focuses on the representation of employers in the healthcare and hospitality industries in both union and non-union settings. He also represents clients in a wide range of other sectors, from retail to transportation to education. He has defeated class certification efforts on

several occasions, including at the appellate level in *Ricardo Acuna v. FS Hotels (LA), Inc.*, 2011 Cal.App.Unpub. LEXIS 6898 (2011). In 2015, he second chaired a trial team that obtained a complete defense verdict for a company against whom over \$20,000,000 in damages were sought. He has also won several anti-SLAPP motions resulting in awards of attorney's fees and costs for his clients.

Since 2016, David has been included in *San Diego Super Lawyers - Rising Stars*. David was also selected as a *San Diego Metro Magazine*, "40 under 40" Award Winner.

A native of Bucaramanga, Colombia, David grew up in a multi-cultural family. His love of soccer led him to a spot on the men's varsity soccer team at the University of California – San Diego. He was captain and president of the club soccer team while attending law school at Indiana University Maurer School of Law in Bloomington, Indiana, where he graduated *cum laude*, earned top brief writing honors in the school's Sherman Minton Moot Court Competition, and served as an Articles Editor on the *Federal Communications Law Journal*.

David's past legal experience includes stints at a large national full-service firm, the California Court of Appeal, and the United States Attorney's Office for the Southern District of California.

Credentials

Education

- J.D., *cum laude*, Indiana University Maurer School of Law
- B.S., University of California, San Diego

Bar Admissions

- California

Court Admissions

- U.S. Court of Appeals for the Ninth Circuit
- U.S. District Court for the Central District of California
- U.S. District Court for the Southern District of California

Recognitions

- Included in *San Diego Super Lawyers - Rising Stars* (2016 - 2018)
- *San Diego Metro Magazine*, "40 under 40" Award Winner

Affiliations

Professional Activities

- San Diego County Bar Association

Community Activities

- Court Appointed Special Advocate, Voices for Children

Insights

NEWS

10/29/24

Fisher Phillips Partners Honored in San Diego Business Journal's Leaders of Influence in Law 2024

David E. Amaya, Christopher Conti

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INSIGHTS

08/23/24

California Supreme Court Rules Public Employers Are Exempt from PAGA: What Employers Need to Know + 4 Practical Tips

David E. Amaya, Omeed Askari, Rachel Song, Hannah Sweiss

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INSIGHTS

05/23/24

Appeals Court Hands Medical School a Win in Resident's Due Process Case: Key Takeaways and 6 Steps You Can Take Now

David E. Amaya, Omeed Askari

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INSIGHTS

08/04/23

Workplace Law Update: 22 Essential Items on Your August To-Do List

Emily Alvarez, David E. Amaya, Michelle I. Anderson, Amanda M. Blair, Ted Boehm, Suzanne K. Bogdan, Jennifer B. Carroll, J. Micah Dickie, Anet Drapalski, Benjamin M. Ebbink, Jason A. Fischbein, Ilanit Fischler, Lonnie D. Giamela, Rosemary S. Gousman, Darcey M. Groden, Marty Heller, Melissa Huether, Jang Hyuk Im, Megan L. Janes, Usama Kahf, Nicole Kamm, Anne Yarovoy Khan, Sarah Leon, Courtney Leyes, Emily N. Litzinger, Todd A. Lyon, Richard R. Meneghello, R. Henry Moore, Joshua D. Nadreau, Alden J. Parker, Christopher G. Peterson, Erin Price, Monica Snyder Perl, Nan Sato, Landon R. Schwob, Evan Shenkman, Shanon R. Stevenson, Sharon Suh, Hannah Sweiss, Spencer W. Waldron, David J. Walton, Sheila M. Abron, Arthur M. Wolfson

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INSIGHTS

07/13/23

California Appeals Court Provides Roadmap for Healthcare Employers to Defeat Discrimination Claims Over Vaccine Mandates

David E. Amaya, Jason A. Fischbein

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EVENT

12/15/22

Fisher Phillips 2023 California Legislative and Case Law Update: San Diego

Stephanie Reynolds, David E. Amaya, Sheldon J. Blumling

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INSIGHTS

06/03/21

COVID-19 Whistleblower Lawsuits Continue to Target Healthcare Employers, Revealing Risks of Hasty Decision Making

David E. Amaya

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NEWS

01/21/21

Employers Should Watch These Workplace Litigation Trends for 2021

David E. Amaya

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INSIGHTS

07/31/20

Best Practices For Addressing Negative Social Media Posts Caused By The COVID-19 Pandemic

David E. Amaya, Jason A. Fischbein

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INSIGHTS

06/09/20

Whistleblower Lawsuit Can Teach Healthcare Employers How To Proactively Manage COVID-19 Risks

David E. Amaya

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