

THE AMERICAN CONTRACT BRIDGE LEAGUE INC.

IN-HOUSE COUNSEL LITIGATION REPORT

PETER MARCUS, et al v. ACBL

On June 23, 2017, Peter Marcus, a former ACBL Tournament Director, filed suit on behalf of himself and similarly situated plaintiffs against the ACBL seeking overtime pay for full-time Tournament Directors, damages and attorneys' fees, later joined by ACBL Tournament Directors Matthew Koltnow and Dianne Barton-Paine. Sixteen additional Tournament Directors opted-into the lawsuit in 2019. Additionally, Marcus for himself alleges that the ACBL constructively discharged him in retaliation for his past complaints relating to Tournament Director pay. He seeks reinstatement, promotion, payment of lost wages, damages and costs. The ACBL denies all these allegations and intends to vigorously defend itself against them. The ACBL began covering the litigation defense expense in October 2019. Depositions of the three named Plaintiffs were taken in this matter during the first quarter of 2018. The parties engaged in a mediation of this matter in May 2018, but no agreement was able to be reached.

Procedural Posture. Document discovery requests have been completed and depositions of other parties are currently in progress. At the appropriate time, the ACBL plans to move for summary judgment on all claims. No trial date has yet been set.

Respectfully submitted,



Linda J. Dunn, Esq.

Dated: November 11, 2019