

Employment and Labor

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How Mitchell Williams Provides Counsel for Employers in Arkansas and beyond

We represent employers – from family businesses to Fortune 500 companies – on workplace compliance, litigation, and dispute resolution under federal and state employment law.

Attorneys on our Employment team apply practical solutions to HR issues that help clients succeed in today's complex business environment. The most effective representation begins with prevention, which is why we focus on proactive measures to help employers identify risk, resolve potential issues, and avoid regulatory violations and claims before escalation even occurs. When disputes do arise, we vigorously pursue our clients' interests in the courtroom or through arbitration, mediation and other creative methods of resolution.

Our attorneys bring deep experience and firmwide resources to the table, addressing the multitude of issues facing HR managers and in-house counsel across organizations of all sizes and industries. We represent sole proprietors, closely held family businesses, small businesses, Fortune 500 companies, governmental entities, public schools, school districts, institutions of higher education, agriculture companies, hospitals, medical clinics, manufacturers, trade associations, churches and other nonprofit organizations – bringing confidence and clarity to employment and labor matters.

Why Employers Hire Our Attorneys

- Experienced employment counsel with extensive knowledge of federal and state laws, regulations and compliance
- Strategic and practical guidance to navigate the complex environment of workplace issues
- Collaborative team with a client-centered focus
- Thorough and objective fact-finding for any workplace complaint or allegation

Employment Law Services We Provide

- Strategic counseling and employment practices
- Employment policy reviews, employment handbooks and policy audits
- Compliance with laws and regulations governing employee health information, including HIPAA, the HITECH Act, the ADA and GINA
- Policies governing data security and employee conduct while using employer-provided electronic systems and devices
- Employment contracts, including the negotiation and enforcement of agreements, and advice regarding separation
- Training and compliance concerning hiring, termination, employee discipline, employee evaluation processes, and employee compensation issues
- Evaluation, negotiation and litigation relating to non-compete and confidentiality agreements
- Executive compensation

- Breach of contract
- Restrictive covenant agreements
- Government agency actions including U.S. Department of Labor and state labor agencies
- Regulatory and administrative Investigations and compliance including Equal Employment Opportunity Commission (EEOC) and federal and state departments of labor charges and proceedings.
- Family and Medical Leave Act (FMLA) compliance and litigation
- Americans with Disabilities Act (ADA) compliance and litigation
- Fair Labor Standards Act (FSLA), including minimum wage and overtime, compliance and litigation
- HIPAA and COBRA compliance
- Drug and alcohol testing policies and employee assistance agreements which protect an employer and honor the privacy rights of employees
- Affirmative action compliance
- Sarbanes-Oxley and other whistleblower claims
- Workers compensation and other retaliatory discharge claims
- Internal investigations
- Litigation of employment discrimination claims related to age, race, sex, disability, national origin, pregnancy, religion, and sexual or other harassment
- Litigation of breach of contract, wrongful discharge, non-compete covenants and trade secrets, and retaliation and whistle-blowing

Members of the firm regularly conduct training sessions, seminars and feedback sessions for employers in connection with employment and workers' compensation laws.