

Anatomy of a Lawsuit:

What to know about ERISA class action litigation

May 23, 2023

Jennifer K. Squillario, Partner, Nixon Peabody LLP
Eric Paley, Partner, Nixon Peabody LLP
John Clark, Fiduciary Financial Advisor, Heffernan Financial



HEFFERNAN CONSULTING

Heffernan Consulting | 1350 Carlsbad Ave, Ste. 200 | Walnut Creek, CA 94596 | Ph: 800-234-6787 | www.heffins.com

Content Disclaimer

The information presented is general in nature and is intended to present an overview of employment practices. The written and verbal contents of the presentation are not intended to constitute consulting and/or advice and no client relationship is established between the presenter and attendees.

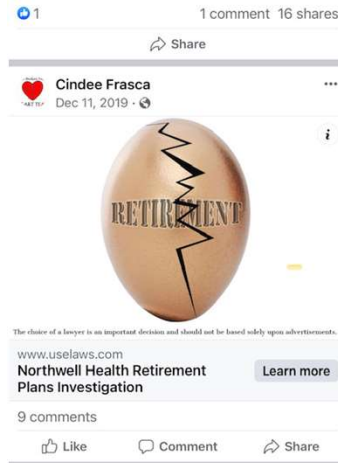


HEFFERNAN CONSULTING

Heffernan Consulting | 1350 Carlsbad Ave, Ste. 200 | Walnut Creek, CA 94596 | Ph: 800-234-6787 | www.heffins.com

How Do Plaintiffs' Lawyers Find Their Plaintiffs

- Newspaper Ads
- Social Media Ads
- Websites
- Disgruntled Employees
- Savvy, Litigious Employees



Heffernan Consulting | 1350 Carlback Ave, Ste. 200 | Walnut Creek, CA 94596 | Ph: 800-234-6787 | www.heffins.com

Plaintiffs' Firms Are Targeting Companies of All Sizes and Industries



Heffernan Consulting | 1350 Carlback Ave, Ste. 200 | Walnut Creek, CA 94596 | Ph: 800-234-6787 | www.heffins.com

Sound Fiduciary Practices from a Litigator's Perspective

- Document your decisions
- Kick the tires
- Committee composition
- Investment training
- RFPs
- Venue provisions
- Pre-emptive litigation risk assessment



HEFFERNAN CONSULTING

Heffernan Consulting | 1350 Carlbach Ave, Ste. 200 | Walnut Creek, CA 94596 | Ph: 800-234-6787 | www.heffins.com

Discussion and Questions

Thank You!

Jennifer K. Squillario
Partner, Nixon Peabody LLP
nixonpeabody.com

Eric Paley
Partner, Nixon Peabody LLP
nixonpeabody.com

John Clark
Heffernan Financial
heffgroupfs.com



HEFFERNAN CONSULTING

Heffernan Consulting | 1350 Carlbach Ave, Ste. 200 | Walnut Creek, CA 94596 | Ph: 800-234-6787 | www.heffins.com