

People



Diana M. Martinez

Associate, Labor and Employment

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vCard

Diana M. Martinez partners with clients to navigate the complex and evolving landscape of employment laws in California. She has extensive experience representing employers in single plaintiff matters in state and federal courts, as well as arbitration for claims of discrimination, retaliation, harassment, wrongful termination, and of wage-hour violations under California and federal laws. In addition, she routinely defends employers in complex wage-hour class and representative actions under the California Private Attorneys General Act. Diana also has experience handling wage claims pending before the California Labor Commissioner's Office.

Beyond litigation, Diana is a trusted advisor to employers on day-to-day workforce management issues, such as hiring practices, arbitration agreements, worker classifications, remote work policies, accommodations, and separations. Further, Diana has experience auditing wage-hour policies and practices, and conducting workplace investigations.

Notable Work

Whistleblower & Harassment: Successfully secured summary adjudication in favor of charitable organization, where employee alleged harassment and retaliation under California and federal law.

Arbitration: Successfully compelled single plaintiff case back to arbitration based on an unsettled legal issue as to the payment of arbitration fees under the California Code of Civil Procedure.

Discrimination: Secured favorable resolution of single plaintiff case on behalf of solar energy organization, where employee claimed disability discrimination due to purported COVID-19 diagnosis.

Published Work and Lectures

- *LawInSport*, Co-Author, "The Role of 'Extended Reality' in Sport & An Overview of Key Licensing Considerations," February 2018

Areas of Experience

Labor and Employment
Employment Administrative Claims Defense
Employment Litigation
Employment Training and Compliance
Wage and Hour

Education

J.D., Loyola Law School, Los Angeles, 2018, *Loyola of Los Angeles Law Review*, Staff Editor, Production Editor
B.A., McMaster University, 2014, summa cum laude

Admissions

Bars

California

Courts

U.S. District Court, Central District of California
U.S. District Court, Eastern District of California
U.S. District Court, Northern District of California