EinhornBarbarito
ATTORNEYS AT LAW

EINHORN, BARBARITO, FROST & BOTWINICK, PC

Andrew S. Berns partner

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Andrew S. Berns is a partner and Chair of the Einhorn Barbarito Commercial Litigation and Employment practices. In this role, Andy oversees the firm's non-matrimonial litigation practice areas which include commercial litigation, labor and employment law and construction litigation. Andy has been appointed as General Counsel to the firm and is also the Director of Human Resources for Einhorn, Barbarito.

Andy has significant litigation experience in complex commercial, construction cases, employment, products liability, probate, and personal injury matters. He has tried cases in various courts, including the United States Federal District Court for the District of New Jersey, the Federal District Court for the Middle District of Pennsylvania, the Superior Court of New Jersey, Law and Chancery Divisions, in various counties and the New Jersey Administrative Law Courts.

Andy maintains trial experience in the following legal subject areas: defamation; complex commercial disputes; will contests and other probate matters; construction litigation; employment law and litigation involving professional, medical, accounting and legal entities; personal injury; medical and accounting malpractice; and products liability, both plaintiff and defense. He regularly represents construction companies and contractors in Prevailing Wage Act disputes and has experience performing Independent Workplace Investigations. Andy represented one of two successful plaintiffs in a defamation lawsuit that produced one of the largest private judgments awarded for defamation in New Jersey history.

Andy also maintains an Alternative Dispute Resolution (ADR) practice and serves as a Rule 1:40 Qualified Mediator. He has participated in multi-party litigation in state and federal courts and helped negotiate multi-million dollar settlements in complex commercial matters through arbitration, mediation and as a trial advocate on behalf of commercial and individual clients.

In 2010, Governor Chris Christie appointed Andy as Chair of the New Jersey State Ethics Commission, a position he held until 2017. He also had the pleasure of serving on the Rutgers University Board of Trustees from 2012 to 2014.

Certifications

- Rule 1:40 Qualified Mediator

No aspect of this advertisement has been approved by the Supreme Court of New Jersey. Click here to view recognition methodology.

Bar Admissions

- New Jersey, 1987
- United States District Court, District of New Jersey, 1987

Education

- Seton Hall University School of Law, Newark, New Jersey, J.D., 1987
- Rutgers State University of New Jersey, B.S., with high honors, 1984

Honors & Accolades

Andy has been recognized by the following:

- Thomson Reuters, *Super Lawyers*®

    - New Jersey Super Lawyers: 2013-2024
- *The Best Lawyers in America*® (Woodward/White, Inc.)

- ○ Litigation – Labor and Employment, 2023-2024
- ○ Employment Law – Management, 2024

Professional Affiliations

- Member, Society of Human Resource Management (SHRM), 2019 - Present
- Member, Labor and Employment Law Section, 2000 – Present
- Member, Dispute Resolution Section, 2000 – Present
- Chair, New Jersey State Ethics Commission, 2010 – 2016
- Member, Rutgers University Board of Trustees, 2012 – 2014
- Member, New Jersey State Bar Association
- Member, Morris County Bar Association

Community Involvement

- Volunteer Mentor, R.1:40 Compulsory Mediation Program, 2000 - Present
- Board of Directors and Volunteer Legal Counsel, Parsippany Police Athletic League, 2006 - 2012

Experience

- *Almog et. al v. Israel Travel Advisory Service, Inc., et al.*, 298 N.J. Super. 145 (App. Div. 1997), certif. granted, 151 N.J. 463 (1997), certif. denied as improvidently granted, 152 N.J. 361 (1998), cert. den. U.S. (1999), represented one of two plaintiffs in a defamation lawsuit that produced one of the largest judgments awarded for defamation in New Jersey history.

Results may vary depending on your particular facts and legal circumstances.

Practice Areas

- Business/Corporate
- Commercial Litigation
- Employment