

# David C. Farrell

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## WORK EXPERIENCE

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**Attorney at Law** **June, 2019 — Present**  
**Law Offices of David C. Farrell, Esq.**

- Designed and founded paperless, cloud-based practice by combining best aspects of prior employers' to create efficient, adaptive, e-filing law firm to be reckoned with.
- Set valuable precedent re web adhesion contracts: no safe harbor for Yelp, Inc.'s "high tech business extortion." SEE DiNapoli v. Yelp, Inc. (D. Mass 2019).
- Complex business litigation: Officer duties of good faith, fair dealing and loyalty; corporate disregard doctrine (wins on both sides of argument)

**Of Counsel** **March, 2020 — Present**  
**Botelho Law Group**

- Personal injury: PIP, medpay, under/uninsured motorist coverage, gap insurance, insurer's duty to negotiate in good faith
- Employment & labor disputes: MCAD and municipal appointing authorities, statutory due process, name-clearing hearing, prior discipline, civil service commission appeals
- CRIMINAL DEFENSE:  
Juvenile defense advocate (Suffolk County);  
Defense of misdemeanors and felonies prosecuted at District Court level;  
Defense of criminal indictment at Superior Court level.

**Closing Attorney** **March, 2020 — Present**  
**P.C. Law Associates**

- Closing attorney serving 11 Massachusetts counties including Nantucket & Dukes County.

**Senior Associate Trial Attorney** **July, 2017 — June, 2019**  
**Cohen Law Group**

- Family law: divorce, separation agreements, custody disputes, child support, alimony, financial statements;
- Property law: purchase and sale (and lease) agreements, commercial and residential, landlord/tenant disputes; evictions; land use & zoning issues; HOAs, declaration of trust, common scheme covenants
- Commercial litigation: unfair and deceptive business practices MGL c. 93A § 2, et seq.; Express & implied warranties, Federal Magnuson-Moss Warranty Act

**Contract Attorney** **April, 2017 — August, 2017**  
**Clark Balboni & Gildea, P.C.**

- Insurance Law: skilled claims management (five years of experience negotiating with underwriters and adjusters to resolve insured's claim(s) short of subrogation); leveraged claims negotiations;
- Exclusive Massachusetts subrogation specialist for Vermont Mutual Insurance Co.; responsible for daily case-intake, claim assessment and valuation of complex insurance disputes for VT Mut. Ins. Co.

**Associate Attorney**  
**Farrell, McAleer & Smith LLP**

**January, 2015 — March, 2017**

- Maritime subrogation actions (Pls & Defs): worked closely with underwriters, adjusters and insureds to recover losses through subrogation actions against the true party at fault.
- Boating accidents, limitation of liability; personal injury and property damage, marine insurance; coastal law, policy, and regulations; USCG, EPA and National Fish & Wildlife Service.
- o International contracts, carriage of goods, bills of lading; seaman's and longshore and harbor workers' actions (employment actions); limitation of liability.
- Vessels (purchase and sale, or charter), Uniform Commercial Code, liability of manufacturer, distributor, or dealer despite "AS IS" designation; warranty disclaimers

## **SKILLS**

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- Trial Advocacy
- Deposition (preparation & execution)
- Legal Research & Writing

## **EDUCATION**

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<b>Bates College</b> <b>Bachelor of</b> <b>Science: Molecular</b> <b>Biology</b>	<b>May, 2009</b>
<b>Stetson University College of Law</b> <b>Juris Doctorate -</b> <b>Law</b>	<b>May, 2014</b>

## **AWARDS**

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<b>Bates College Senior Varsity Honor Award</b> <ul style="list-style-type: none"><li>• 4-year Letterman, Varsity Baseball ('05-'09)</li></ul>	<b>2009</b>
<b>Silver Medal Winner: NESCAC "Japan Bowl"</b> <ul style="list-style-type: none"><li>• Silver medalist: intercollegiate Japanese competition.</li></ul>	<b>2013</b>
<b>Lawyers of Distinction</b> <ul style="list-style-type: none"><li>• Peer-nominated attorney recognition for excellence in civil litigation.</li></ul>	<b>2019</b>

## **VOLUNTEER EXPERIENCE**

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### **National Center for State Courts (NCSC)**

- Editor In Chief: State Laws of the Southeastern United States (Mississippi, Alabama, Florida, Georgia, South Carolina, North Carolina, West Virginia, Virginia) (approximately ten (10) hours per week) (2013-14)

### **Tampa Bay Watch**

- Project Manager: Oyster Bed Rehabilitation Project. (2012-13)

### **Relay for Life**

- Raised \$900+ in pledges (2011-2012)

### **Assistant Baseball Coach - Chatham High School**

- Only assistant baseball coach in 2010 - lots of batting practice, lots of fungos . . .

## **AFFILIATIONS**

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- Massachusetts Bar Association
- Maritime Law Association of United States
- National Association of Criminal Defense Attorneys (NACDA)
- Boston Propellor Club
- Massachusetts Continuing Legal Education (MCLE)
- MBA - Committee For Small/Solo/Startup Firms

## **WORK SAMPLES**

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[www.davidcfarrell.com](http://www.davidcfarrell.com)