



Michael D. Johnston

Shareholder

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Practice Areas

Labor and Employment
 Discrimination and Harassment
 Employee Handbooks and Policies
 Employment Audits
 Employment Contracts and Agreements
 First Amendment and Religious Organizations
 Litigation
 Terminations, Layoffs, and Plant Closures
 Constuction, Surety, and Design Professionals

Michael Johnston is a member of the firm's Labor and Employment section and Litigation section. He has represented clients in all stages of litigation, including through trial. His litigation practice includes employment litigation (representing clients in discrimination, harassment, noncompetition, and other related suits), construction defect litigation, general tort litigation, and a broad range of other commercial litigation. Mr. Johnston's experience in litigation makes him effective in counseling clients regarding sensitive employment matters and other litigation strategy. Mr. Johnston frequently provides trainings related to harassment, discrimination, claim investigation, and related issues.

Mr. Johnston has been recognized as one of Utah's Legal Elite for civil litigation and a Rising Star in employment.

Experience

Reported Cases

- C&A Construction, Inc. v. Fire Services Inc., 2007 WL 3298908 (Utah App. 2007)
- N653CT v. Players Air, Inc., 2010 WL 520528 (D. Utah 2010)
- C.R. Bard Inc v. Smiths Medical ASD, Inc., 2012 WL 4867439 (D. Utah 2012)
- Ball v. Division of Child and Family Services, 2012 WL 137781 (D. Utah 2012)
- Jorgensen v. Trees Acquisition, Inc., 2013 WL 3936926 (D. Utah 2013)
- Hart v. Salois, 2014 WL 1350232 (D. Utah 2014)
- St. Joer v. Kerr Corp., 353 P.3d 137 (Utah 2015)

Education

Brigham Young University J. Reuben Clark Law School, JD, *cum laude*, 2006

- Associate Editor, *Brigham Young University Journal of Public Law*
- Research Assistant Professor Stanley Neeleman
- Research Assistant Professor Steven Huefner (The Ohio State University)

Brigham Young University, BA, Marketing, 2003

- Merit Scholarship Recipient

Admissions & Affiliations

Bar Admissions: Utah

Michael D. Johnston

Languages

Italian

Clerkships

- Judicial Clerk, Judge David Sam, United States District Court for the District of Utah, 2003
 - Law Clerk, Alverson, Taylor, Mortensen & Sanders, Las Vegas, Nevada, 2004
 - Law Clerk, Kirton & McConkie, 2005
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Honors & Awards

- Mountain States Super Lawyers: Rising Star in Employment and Labor
- Utah Legal Elite: Up & Coming in Civil Litigation
- Utah Legal Elite: Civil Litigation