

# Jaclyn L. Kugell

Partner

E [JKugell@morganbrown.com](mailto:JKugell@morganbrown.com)

P (617) 788-5054

F (617) 367-3125



## Overview

Jaclyn Kugell is an established employment lawyer who counsels business owners and management through virtually every scenario surrounding the employer-employee relationship. As Chair of Morgan, Brown & Joy's Management Committee, Jackie brings strong leadership skills to clients, helping them to make important business decisions and manage their operations efficiently while minimizing risks. Her practice encompasses daily employment counseling, training, employment litigation, collective bargaining and labor arbitration.

In her daily work with employers, Jackie is a trusted resource for mission-critical labor and employment law matters. Clients appreciate her ability to be practical, focusing on achieving the best possible solutions for employment compliance and corporate well-being. Jackie proactively works with clients to avoid allegations of wrongdoing, carefully advising on ways to run operations that meet business objectives and achieve compliance.

Jackie is perhaps best known for her intricate knowledge of the Family and Medical Leave Act (FMLA) and the full range of leave laws affecting employers. From the inception of the FMLA in 1993, Jackie has immersed herself in all aspects of this burgeoning area of leave laws and absence management. She is retained by large, well known employers to review, analyze and improve leave and absence management policies and practices. She is frequently called upon to speak on the topic and has served as a subject matter expert for companies that build and administer absent management programs.

An important part of Jackie's practice includes crafting and delivering customized employment training programs so that her clients are fully conversant in proper business behaviors and procedures. A front-runner in developing the firm's training practice, Jackie's strength stems in part from her successful participation in

the Massachusetts Commission Against Discrimination's ("MCAD") certified train-the trainer courses. She is a regular faculty member for MCAD courses and has been the faculty co-chair of the MCAD's certified Harassment and Discrimination Prevention Train-the Trainer program since 2001 and the certified Accommodations Course since 2009. She regularly conducts seminars and training programs on the most critical topics facing today's employers such as unlawful harassment, preventing discrimination and fostering diversity, effectuating reasonable accommodations, effective and defensible disciplinary tools, supervisory skills, progressive discipline, lawful hiring practices, the Family and Medical Leave Act (FMLA) and the interrelationship of the FMLA, disability discrimination laws, other leave laws and workers' compensation statutes, and integrated leave and attendance programs.

Jackie is also sought for her distinct ability to represent employers in some of the most challenging employment disputes. An experienced litigator, Jackie represents employers in state and federal courts and before agencies including among others, the Equal Employment Opportunity Commission, the Massachusetts Commission Against Discrimination ("MCAD"), the New Hampshire Human Rights Commission, the Vermont Attorney General's Office, the Connecticut Human Rights Organization, the National Labor Relations Board, and the Massachusetts Civil Service Commission. She also represents employers at arbitration hearings and negotiates collective bargaining agreements.

With such a well-rounded practice helping companies of all sizes across all industries, Jackie is often invited as a featured speaker for, among other organizations, the Massachusetts Continuing Legal Education ("MCLE"), including serving as Co-Chair for the MCLE Employment Law Conference since 2007, and the Disability Management Employer Coalition.

### **Awards & Recognition**

- Fellow, Litigation Counsel of America
- Top 50 Massachusetts Women Lawyers, Super Lawyers, annually since 2020
- MCLE's Scholar Mentor Award, 2018
- Top Women in the Law, Massachusetts Lawyers Weekly, 2015
- Chambers USA in the area of employment law, annually since 2011
- Chambers Global in the area of labor & employment law, annually since 2021
- MA Governor's Citation, 2012
- Best Lawyers 2023 "Lawyer of the Year," Labor Law – Management
- Best Lawyers, Employment Law – Management; Labor Law – Management, annually since 2010
- Super Lawyers, Employment & Labor, annually since 2004
- Super Lawyers, Top 100: Massachusetts Super Lawyers, 2023
- National Law Journal Employment Law Trailblazer, 2021

- Massachusetts Lawyers Weekly “Go-To Employment Lawyer,” 2021
- Massachusetts Lawyers Weekly “Top Managing Partner,” 2024

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## News & Publications

- Morgan, Brown & Joy Managing Partner Jaclyn L. Kugell Named a Massachusetts Top Managing Partner by Massachusetts Lawyers Weekly
- Morgan, Brown & Joy Partners Jaclyn L. Kugell and Andrea E. Zoia to Present at 2024 DMEC FMLA/ADA Employer Compliance Conference
- Morgan, Brown & Joy Elevates Attorneys Jeffrey T. Collins and Aaron A. Spacone to Partner
- Morgan, Brown & Joy Adds Roger Williams University Co-General Counsel Joseph P. Sassi as Senior Counsel
- CLIENT ALERT: MA Paid Family and Medical Leave Law Will Allow Employees to “Top Off” PFML Benefits with Accrued PTO
- Morgan, Brown & Joy Announces 23 Attorneys Recognized by 2023 Massachusetts Super Lawyers

## Community Involvement & Pro Bono

- Barrister, Order of Centurions
- Advocate, Order of Certus
- Member, Trial Law Institute
- Member, Diversity Law Institute
- YMCA of Metro North, Secretary, Board of Directors, 2015-present

- Massachusetts Commission Against Discrimination (MCAD), Certified Harassment and Discrimination Train-the-Trainer Program, 2001-present, faculty and co-chair
- Massachusetts Commission Against Discrimination (MCAD), Certified Investigations Course, 2006-2018, faculty member
- Massachusetts Commission Against Discrimination (MCAD), Certified Accommodations Course, 2009-present, faculty member
- Melrose Day Care, Melrose, MA, Board of Directors, 2000-2004
- Temple Beth Shalom, Melrose MA, Board of Directors, 2003-2013

#### **Bar Admissions**

- Massachusetts
- Connecticut

#### **Court Admissions**

- United States District Court, Massachusetts
- United States Court of Appeals for the First Circuit

#### **Education**

- Brandeis University, B.A., cum laude, 1989
- Northeastern University School of Law, 1992