MIRICK O'CONNELL

ATTORNEYS AT LAW

ATTORNEY BIOGRAPHY



Education

JD, *cum laude*, Boston College Law School (2016)

BS, *magna cum laude*, Babson College (2011)

Bar and Court Admissions Massachusetts

Professional/Community Affiliations Discovering Justice

Alexandra N. Mansfield

Associate

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Legal Administrative Assistant

Suzette R. McCann

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Practice Groups and Specialty Areas

Business and General Litigation Construction Law Land Use & Environmental Litigation Intellectual Property

Alexandra, a business litigation associate, focuses her practice on shareholder derivative suits, real estate development and construction, employment claims (including allegations of constitutional violations), healthcare (including False Claims Act "FCA" claims), technology, intellectual property, public utilities, and insurance coverage. Alexandra is an aggressive advocate and an integral member of a highly-skilled business litigation team. She is relied on by clients as an attorney who thoroughly understands business issues and is a problem-solver who provides practical and useful options to our business clients to assist them in solving complex legal problems or disputes. Prior to attending law school, Alexandra was a Tax Associate at PricewaterhouseCoopers, LLP.

Alexandra has been included in the Best Lawyers: Ones to Watch in America[™] since 2022 for her work in Commercial Litigation, Construction Litigation, and Intellectual Property Litigation. In 2022 and 2023, *Boston* magazine and *Law & Politics* named Alexandra a Massachusetts "Rising Star."

Representative Matters

- Represented fiberoptics contractor in an employment dispute wherein team prevailed in a decision issued by the Supreme Judicial Court (SJC), wherein Alexandra is named in the published decision, on July 11, 2023 in favor of her client, finding that the SJC's COVID rules did not toll the statute of limitations of 300 days for filing an action in the MCAD, an executive branch agency, and affirming the decision of the Superior Court on client's motion to dismiss, which Alexandra prepared and argued.
- Plaintiff employee, the president of the union, asserted claims against defendant corporation (Alexandra's client) for violation of his Civil Rights (First Amendment) under 42 U.S.C. § 1983, violation of the Massachusetts Civil Rights Act and tortious interference with employment relationship, arising from the corporation's termination of the employee. The case was one of first impression involving whether or not one could waive constitutional claims namely, First Amendment Claims pursuant to a return-to-work agreement, which issue was addressed by the First Circuit and remanded to the U.S. District Court. The case was settled on the eve of trial on terms favorable to Alexandra's client.
- Represented healthcare services company in lawsuit brought by large healthcare insurer alleging billing fraud, false claims, and numerous other claims. Asserted counterclaims, including a claim for unfair or deceptive business practices under Massachusetts General Laws, Chapter 93A, based on insurer being in the business of insurance, which survived motion for summary judgment where judge in the Business Litigation Session of the Superior Court adopted team's arguments that healthcare insurer was in business of insurance and thus in trade or commerce.
- Successfully litigated and mediated a derivative-shareholder lawsuit or "freeze out" claim, arising from a dispute between the owners of a closely-held corporation, on terms favorable to her client.

ATTORNEY BIOGRAPHY – ALEXANDRA N. MANSFIELD

Representative Matters (Continued)

- Represented a technology company against a Fortune 100 company in a litigation matter regarding contractual obligations and the performance of solid state drives integrated into industrial server farms, which resulted in a favorable resolution after mediation.
- Represented substantial shareholder in a direct and derivative shareholder lawsuit in which shareholder was allegedly frozen out of the close corporation. Assisted in negotiating resolution for client to continue in business, and for business to buy out adverse shareholder.
- Represented holder of a federally registered trademark in an infringement lawsuit, including a request for injunctive relief, under the Lanham Act against Fortune 500 company resulting in favorable outcome for client.
- Represented manufacturing client facing allegations of patent infringement made to its customers by a competitor which held a U.S. patent, whereby client filed a lawsuit in U.S. District Court to invalidate the competitor's patent, resulting in competitor agreeing to disclaim/abandon the patent.
- Represented corporation against insurer in declaratory judgment action in U.S. District Court for coverage for computer fraud claim arising from unauthorized entry into the corporation's computer system, resulting in favorable resolution for client.
- Alexandra's client, a regional transit authority, was sued by a general contractor for millions of dollars in damages in connection with construction of a commuter
 rail garage, where Alexandra's client filed a counterclaim, and following a lengthy arbitration at JAMS, her client prevailed. When the contractor was rendered
 insolvent, team moved to amend against the contractor's surety which claims were denied by the Superior Court, subsequently reversed on appeal, and remanded
 to the Superior Court for further proceedings.

Publications/Presentations

- American Bar Association Forum on Construction Law (presenter) (September 30, 2021)
- "Case offers lessons on executive employment terminations," New England In-House Counsel, May 30, 2017 (co-author)