

# Michael F. Hughes

St. Charles, IL

630.587.7925 | mhughes@amundsendavislaw.com



**PARTNER**

## Overview

As the National Labor Relations Board advocates in favor of unions and makes it more difficult for employers to communicate the potential ill effects of unionization, the climate between employers and union members becomes more treacherous. Mike works with employers in traditional labor relations matters by preparing statements of position, investigating grievances and litigating matters in response to filings of unfair labor practices with the National Labor Relations Board.

Mike counsels employers on labor relations, including compliance with federal and state statutes and regulations regarding Title VII, the Americans with Disabilities Act, the Age Discrimination in Employment Act, the Family and Medical Leave Act, the Fair Labor Standards Act and the National Labor Relations Act. He represents employers facing litigation matters, such as discrimination charges, union organizing drives, collective bargaining, arbitration, and employment contracts and restrictive covenant disputes.

Additionally, Mike provides counsel to clients involved in immigration matters with regard to employment and compliance. He regularly assists employers in obtaining H-1B visas for temporary foreign employees and conducts compliance audits of I-9 forms and employer work authorization obligations.

## Experience

Aggressively Pursued and Obtained a Dismissal of a Class Action BIPA Lawsuit Filed Against a Staffing Agency and its Client

Defeated a Laborer Local Union in its Organizing Efforts Directed at a Nursing Home

Successfully Represented Two Separate Franchise Owners against Union Organizing Petitions

## SERVICES

- Class Action
- Construction
- Cybersecurity & Data Privacy
- Employment Advice & Counsel
- Employment Litigation
- Equal Pay Compliance
- Government Regulation, Audit & Compliance
- Immigration & Global Mobility
- Labor, Employment, Benefits & Immigration
- Mandatory Training
- OSHA
- Staffing Agency, Independent Contractor & Contingent Workforce
- Traditional Labor & Union Relations
- Unfair Competition Counseling & Litigation
- Vaccine Mandates in the Workplace
- Wage & Hour
- Workplace Investigations

Represented an International Direct Sales Business in a Suit for Breach of Restrictive Covenant and Nondisclosure Agreements

Managed Successive Campaigns to Avert Unionization of Warehouse Employees of a Food Manufacturer

Negotiated a Successor CBA for a Client Procuring Economic Increases under the Client's Budgeted Target

Managed a St. Louis Auto Dealer's Campaign Against Union Petition

Handled Negotiations for an Initial CBA for an Industries Manufacturer

Successfully Filed Numerous Unfair Labor Practice Charges Against Unions Unlawful Picketing Activities at Construction Sites

Defended a Construction Industry Client Against Claims by Union Benefit Funds that Claims the Client was the Purported Successor of a Prior Business Entity and Owed the Funds More than \$1 Million

Defended a Staffing Agency Against Allegations of a Hostile Work Environment and Retaliation Claims

Defended Family-Owned Automotive Group Against Attempt to Unionize

Obtained a Summary Judgment Dismissal in Favor of High Profile Clients Accused of Tortiously Causing a New Business to Suffer \$25M in Alleged "Lost Profits" and an Additional \$75M in Other Damages

Defended Manufacturer Against Attempt to Unionize Laborers

### Membership & Involvement

- HR Peer Group: Technology & Manufacturing Association (TMA)
- Board of Directors: Fox Valley Association General Contractors
- Member: Illinois State Bar Association; Chicagoland Associated General Contractors

### In the Media

Mike Hughes Interviewed on Recent Health Care Union Activity

Chicago Tribune Quotes Mike Hughes Regarding Labor and Employment Issues in Lawsuit Against Chicago Blackhawks

Illinois Chamber Tells IDOL Joint Employer Rule Unnecessary – Mike Hughes Provides Testimony to the Illinois Department of Labor (IDOL)

Michael F.  
Hughes

### EDUCATION

Chicago-Kent College of Law,  
J.D., 2003 *High Honors*

Illinois Institute of  
Technology, B.S., 1993

### ADMISSIONS

Illinois

## Alerts

Avoiding the Pitfalls of New “Ban the Box” Laws when Hiring Drivers and Other Employees

## Speaking Engagements

Fundamentals of NLRA Representation Cases and Elections  
Speaking Engagement, Martin H. Malin Institute for Law and the Workplace;  
Chicago, IL, April 25, 2024

Amundsen Davis’s Leadership & Management Certification Training Series  
Event, Webcast, 2023

ARE YOU A JOINT EMPLOYER? You Could Be on the Hook for Wage & Hour  
Violations!  
Event, Amundsen Davis, Webcast, May 26, 2022

Your Business’s Response to Bad “Press” and Negative Social Media Posts  
Illinois Chamber of Commerce, Webcast, February 23, 2022

Seventh Annual Labor & Employment Fall Seminar  
Event, Amundsen Davis, Seminar; Oak Brook, IL, September 29, 2021

The Illinois Construction Industry Legal Power Seminar – Sixth Annual  
A Live Streamed Seminar  
Event, Amundsen Davis; Webcast, January 21, 2021

The Illinois Construction Industry Legal Power Seminar – Fifth Annual  
Critical Legal Updates Impacting the Construction Industry: What You Need to  
Know for 2020  
Event, Amundsen Davis, Seminar; Oak Brook, IL, January 23, 2020

Peaceful Separations: Severance Agreements and Employee Releases  
The Horton Group, Webinar, December 11, 2019

Advanced Supervisor Training  
Illinois Chamber of Commerce, Seminar; Naperville, IL, November 14, 2018

Controlling, Managing, and Preventing FMLA Abuse: What Employers Need to  
Know  
Event, Amundsen Davis, Seminar, Chicago, IL; Webinar, November 2, 2017

## Published Works

Conducting the Employment Practices Audit 2023 Edition  
Publication, *Illinois Institute for Continuing Legal Education*, 2023

Michael F.  
Hughes

Politicians Aim To Force Unionization In The Private Sector  
*The Illinois Manufacturer Magazine, August 2, 2021*

Illinois Employment Forms-Online Version  
Publication, *Illinois Chamber of Commerce, March 2021*

Model Employee Policies for Illinois Employees – 3rd Edition  
*Illinois Chamber of Commerce, 2021*

Conducting the Employment Practices Audit 2020 Edition  
*Illinois Institute for Continuing Legal Education, 2020*

Illinois Employment Law Handbook - 5th Edition  
*Illinois Chamber of Commerce, 2019*

### Blog Posts

BREAKING NEWS! NLRB Makes It Much Easier For Unions to Represent Employees By Forcing Employers to Recognize A Union Under Certain Circumstances  
*Labor & Employment Law Update, August 25, 2023*

NLRB Continues to Take Control From Employers Resisting Union Efforts  
*Labor & Employment Law Update, April 25, 2023*

“Card Check 2.0” — NLRB General Counsel Seeks to Resurrect Long-Dead Joy Silk Doctrine to Help Unions Organize Employees  
*Labor & Employment Law Update, April 18, 2022*

“Scabby” the Rat Gets Stay of Execution  
*Labor & Employment Law Update, July 22, 2021*

Health Care Workers and Labor Unions: The COVID “Bump” and the New Administration’s Efforts to Unionize More Workers  
*Labor & Employment Law Update, April 28, 2021*

Construction Picket Lines: What Union Workers Must Know  
*Labor & Employment Law Update, March 16, 2021*

Union Friendly PRO Act Reintroduced in Congress: Seeks to Revolutionize Labor Law Throughout the U.S.  
*Labor & Employment Law Update, February 8, 2021*

Ohio COVID-19 Updates  
*Labor & Employment Law Update, November 18, 2020*

Considerations for Utilizing the DOL’s Pilot “PAID” Program  
*Labor & Employment Law Update, April 16, 2018*

Michael F.  
Hughes

High Court Says No More Narrow Construction Standard for FLSA Exemptions  
*Labor & Employment Law Update*, April 13, 2018

Court Awards Against National Labor Relations Board for Improper Restriction  
Regarding E-Verify  
*Labor & Employment Law Update*, November 11, 2014

NLRB to Encourage Charging Parties to File Claims under OSHA and the FLSA  
*Labor & Employment Law Update*, August 14, 2014

Michael F.  
Hughes