

MEET JEREMY A. COLBY

of the Western District of New York



Partner at Webster Szanyi LLP

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Who is Jeremy Colby?

Born in Buffalo in 1974, Jeremy grew up in a blue-collar household, the only child of a mechanic and a receptionist. He attended All Saints School and Cardinal O'Hara High School, where he was elected senior class president and voted "Most Likely to Succeed." Jeremy attended Niagara University on scholarship, where he majored in political science and minored in English. Jeremy has worked for the Buffalo City Council, Buffalo City Clerk's Office, and New York State Assembly. Jeremy served as class president for four years and was named an **Academic All American by USA Today**. He was awarded the Niagara Medal and graduated **summa cum laude** in 1996.

Jeremy attended **Boston University School of Law**, again on scholarship, where he graduated cum laude in 1999. After graduation, he married Kimberly Behr of Williamsville, and they lived outside Boston, Massachusetts. Jeremy worked as a litigation associate at the international law firm of **Skadden, Arps, Slate, Meagher & Flom LLP**, where he defended federal lawsuits, including securities class actions.

Jeremy and Kim decided to have children and return to Buffalo, NY. Jeremy accepted a **clerkship with U.S. District Court Judge John T. Elfvin of the Western District of New York**. Jeremy started his clerkship the week before his son was born. Two years later, their daughter was born. They reside in Lancaster,



NY. In 2005, Jeremy was one of two American lawyers selected for a **Pegasus fellowship in London, England by the American Inns of Court**. After working with barristers and clerking for judges in the U.K., Jeremy joined the law firm of Webster Szanyi LLP, where his practice focuses on appeals, federal and complex commercial litigation.

In 2011, County Executive Chris Collins (now a member of the U.S. House of Representatives) nominated Jeremy to serve as **Erie County Attorney**. After being unanimously confirmed by the County Legislature, he successfully resolved a lawsuit filed by the U.S. Department of Justice concerning conditions at the county jail. Jeremy also litigated other high-profile cases, such as a legislative re-districting lawsuit filed in federal court. After leaving public service, Jeremy returned to **Webster Szanyi LLP**. In 2014 he was elected Lancaster Town Justice, a position he continues to hold.

Academic Highlights

Boston University School of Law

J.D. cum laude (3.58) 1999

- Executive Editor, American Journal of Law & Medicine
- Stanley D. Fisher Scholar
- Dean's Award, top performer in Advanced Civil Procedure (Prof. Robert G. Bone)
- Edward F. Hennessy Scholar (top 25% third-year class)
- G. Joseph Tauro Scholar (top 25% first-year class)
- Fitzgerald Fellow (one of six awarded nationally)
- IHS Summer Seminar at Babson College, 1996

Niagara University

B.A. summa cum laude (3.93) 1996

- Political Science with minor in English
- Class rank 2nd (College of Arts & Sciences)
- USA Today's 1996 Collegiate Academic All American Team
- Niagara Medal (peers selected based on personality, character, and success in studies)
- Class President, 1992-1996
- President, Sigma Alpha Sigma (President's Hon. Society)
- Sigma Alpha Sigma, Outstanding Sophomore Award
- Sigma Alpha Sigma, Outstanding Freshman Award
- Delta Epsilon Sigma (National Catholic Hon. Society)
- Pi Sigma Alpha (Political Science Hon. Society)
- Phi Alpha Delta (Pre-law society)
- Volunteer, Habitat for Humanity, 1992-1996

An Experienced Litigator

Approximately 85% of Mr. Colby's practice is in **federal court**, including appeals to the Second Circuit Court of Appeals and certiorari practice in the United States Supreme Court. His clients consist primarily of municipalities and law enforcement.

As the Erie County Attorney, Mr. Colby **successfully resolved a jail conditions lawsuit filed by the United States Department of Justice**. He also represented the county and its elected officials in high-profile matters in federal court.

As a **law clerk to the Hon. John T. Elfvin of the Western District of New York**, Mr. Colby reduced the motions backlog from one year to less than three months for his judge.

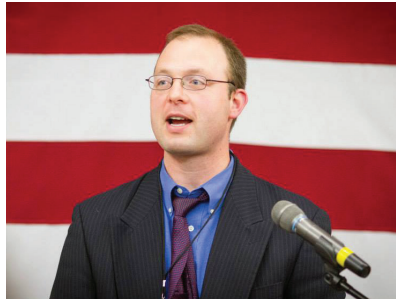
As an attorney at **Skadden, Arps, Slate, Meagher & Flom LLP**, Jeremy defended securities class actions and other complex commercial matters in federal courts around the country.



Jeremy Colby is Experienced

**Buffalo City Council,
Office of Dale Zuchlewski
Intern Supervisor**
Buffalo, NY (1993)

- Supervised Interns in Mayor's Summer Youth Program cleaning parks and neighborhoods



**Office of Buffalo City Clerk
Intern Program Director**
Buffalo, NY (1994 - 1996)

- Directed processing, payroll, and management of City Council interns
- Designed and maintained database programs for Records Management Department

**United States District Court
Confidential Law Clerk to the
Hon. John T. Elfvin**
*Western District of New York,
Buffalo, NY (2002-2005)*

- Reduced motion backlog from 9-12 months to 1-2 months within first year
- Drafted opinions disposing of civil motions
- Prepared bench memoranda summarizing pending motions and criminal proceedings
- Prepared jury charges, verdict sheets and trial documents
- Attended motion calendars, evidentiary hearings, and bench trials



**New York State Assembly
Legislative Intern**
*North Tonawanda, NY
(1993 - 1994)*

- Performed constituent casework and prepared media briefs



**Skadden, Arps, Slate,
Meagher & Flom LLP**
Associate; Summer Associate
Boston, MA (1998 - 2002)

- Prepared memoranda regarding, inter alia, securities litigation, insurance sales practices, state and federal civil procedure, non-competition issues, domestication of foreign judgments, and class actions; drafted motion papers in federal cases around the country
- Drafted briefs, pleadings, motions, and discovery requests in securities class actions

Gibson, McAskill & Crosby
Summer Associate
Buffalo, NY (1997)

- Prepared memoranda concerning New York civil procedure, service of process on foreign non-domestic corporations, and tort liability in parent/subsidiary context

Lancaster resident appointed Erie County Attorney

Erie County Executive Chris Collins has tapped Jeremy A. Colby to be the next Erie County Attorney.

A resident of Lancaster, Colby is a partner at Webster Szanyi LLP in Buffalo where he focuses on federal appellate and complex commercial litigation and has successfully defended municipalities and school districts.



leading the professionals working in the County Attorney's Office. Before joining Webster Szanyi, Colby was the law clerk to John T. Elvin, a member of the United States District Court for the Western District of New York. Within his first year clerking for Judge Elvin, Colby reduced the motion backlog from between nine to 12 months to one month.

Colby will be a tremendous asset as my administration continues to pursue policies that are in the best interest of taxpayers," Collins said.

Colby was selected by the County Executive after being recommended by a search committee led by Jonathan Dundas, president of the Buffalo Operations and chair of the Erie County Niagara West Partnership.

American Inns of Court Pegasus Scholar (2005)

- One of two American attorneys selected to participate in six-week fellowship to observe the English legal system by shadowing barristers and marshaling for judges



Colby studies English law through Pegasus Program

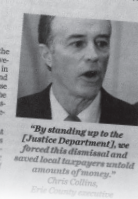
By JODI SOKOLOWSKI Erie Times Journal

Colby said they have proven so important he will keep them longer. Judicial health expert Dr. Jeff Freeman said the county total of about 700,000 a year. Freeman also will replace the county's Robert L. Troutman, who over the past year has been in charge of the improved judicial system. Freeman already had agreed to continue to work for the county. Freeman, who spent six weeks in England, said he will bring back a lot of information. He said he will be working with the county's new judicial system. Freeman also will be working with the county's new judicial system. Freeman also will be working with the county's new judicial system.



U.S. suit on county jail, prison to be dismissed

Justice Department, county attorney sign agreement to end legal action, Collins says. Under the agreement, the county will continue to retain two requested independent consultants who will provide recommendations on policy, program and operational matters. The county agrees to retain the consultants.



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2007

2009

2011

2013

2015

2017

Webster Szanyi LLP Partner (named in 2008) Buffalo, NY (2005 – 2011, 2012 - Present)

- Federal, appellate, municipal and complex commercial litigation
- Represent school districts and municipalities (§ 1983, employment discrimination statutes, excessive force)
- Business First 40 Under 40 award winner (2008)
- Empire State Counsel, pro bono service (2008)
- Twice assigned by a judge of the W.D.N.Y. to represent pro se litigants



17th ANNUAL EVENT Buffalo Niagara Convention Center - Today!

Jeremy Colby



Town of Lancaster Town Justice (elected 2014) Lancaster, NY (2015 – Present)

- Adjudicate criminal, small claims, landlord-tenant, and housing cases
- Preside over trials, motions, and hearings



Collins calls agreement a victory for his administration, taxpayers

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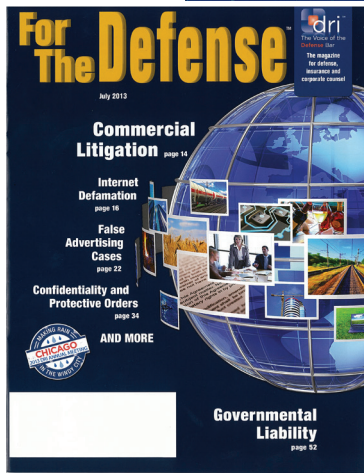
Colby was selected by the County Executive after being recommended by a search committee led by Jonathan Dundas, president of the Buffalo Operations and chair of the Erie County Niagara West Partnership.

Jeremy Colby...

Jeremy A. Colby has published several law review articles that have been cited by courts and legal scholars. One of his articles, published in the Buffalo Law Review, was submitted to the Advisory Rules Committee as a proposed amendment of the Federal Rules of Civil Procedure (available at <http://www.uscourts.gov/rules-policies/archives/suggestions/jeremy-colby-03-cv-f>).

Publications:

- Sued if You Do, and Sued if You Don't? The Establishment Clause in Public Schools, in the Defense, pp. 66-71 (July 2013)
- Non-Compete Agreements Can be Key in Down Times, Buffalo Law Journal (2009)
- Reaping the Rewards: Enforcing U.S. Judgments in England and Wales and Enforcing Foreign Money Judgments in New York, 12:2 N.Y. Litigator 16 (2007), with James A. Normington
- Recent e-SOP Developments, 9 Internet L.J.3 (2006 Aspen)
 - Cited by 2 publications
- SWANCC: Full of Sound and Fury, Signifying Nothing...Much?, 37 J. Marshall L. Rev. 1017 (2004)
 - Cited by 8 publications, including the Boston College Environmental Affairs Law Review, the Cornell Journal of Law and Public Policy, and law journals at the following law schools: Vermont, St. John's, and University of Cincinnati



NYSBA WINTER 2007 | VOL. 12 | NO. 2

NYLitigator
A Journal of the Commercial & Federal Litigation Section
of the New York State Bar Association

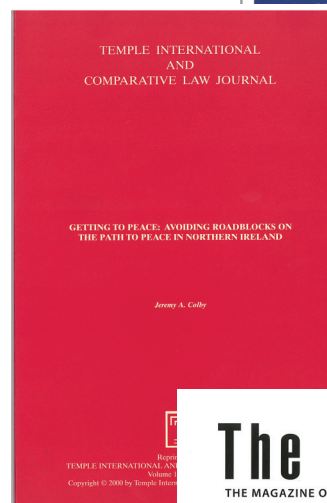


Inside this Issue

- Discovery from Non-Parties in Arbitration
- Enforcing U.K. and N.Y. Money Judgments
- Applying the FSIA to Cases of International Terrorism
- Section Report: *Trinko* and Beyond

is Scholarly

- You've Got Mail: The Modern Trend Towards Universal Electronic Service of Process, 51 BUFF. L.Rev. 337 (2003)
 - Cited by the Georgia Supreme Court (282 Ga. 339, 340 n.7 (2007)), a petition for certiorari to the United States Supreme Court (2004 WL 1180851, at *17) and 48 publications, including the Federal Courts Law Review, Georgetown Journal of International Law, and the law reviews of the following law schools: Boston College, Georgia, UCLA, John Marshall, West Virginia, University of Richmond, Oklahoma, Hofstra, Louisiana, and University of Cincinnati
- Getting to Peace: Avoiding Roadblocks on the Path to Peace in Northern Ireland, 14 TEMPLE INT'L & COMP. L.J.1 (2000)
 - Cited by 3 publications, including the New York International Law Review, and law journals of the following law schools: Fordham and Ohio State
- An Analysis of Genetic Discrimination Legislation Proposed by the 105th Congress, 24 AM.J.L. & MED. 443 (1998)
 - Cited by 32 publications, including the Notre Dame Law Review and the University of Pennsylvania Law Review, and law reviews and journals of the following law schools: USC, Vanderbilt, Minnesota, Albany, Hastings, DePaul, Arizona, Seton Hall, Idaho, and Iowa
- The Complimentary Relationship Between the Duties of Zealous Advocacy and Candor Toward the Tribunal, in Recent Developments in Massachusetts & Federal Law 367 (MCLE 1998). This article was published by MCLE as part of a course taught by Hon. William G. Young, U.S.D.J. for the District of Massachusetts



American Inns of Court: **The U.K. Connection**

www.innsforcourt.org



Jeremy Colby is Active in the Community...

Activities (past and present):

- Board Member, Charles S. Desmond Inn of Court, 2012 - Present; President, 2010-2011; Secretary, 2005-2009
- Member, Tri-Community Food Pantry Advisory Panel, 2016-Present
- Secretary, VFW Auxiliary, Post 7275 (Lt. Col Matt Urban), 2015-2016
- WDNY pro bono volunteer
- Volunteer, Brush Up Buffalo and Habitat for Humanity
- Moot court judge, SUNY Buffalo Law School
- Guest Lecturer SUNY Buffalo Law School, Niagara University, and Canisius College
- Member, Niagara University Pre-Law Advisory Board
- Phi Alpha Delta, Law Fraternity International
- Volunteer mediator, 2000-2002



- Hillview Elementary School, Building and Planning Team, 2009-2011
- Board Member, Sankofa Charter School and WNY Charter School Coalition, 2006-2007
- Eucharistic Minister, Nativity R.C. Church, 2007-2011

Awards/Honors:

- Buffalo Law Journal, Legal Elite, 2015-2016
- Empire State Counsel (pro bono service for 50 hours), 2009
- Buffalo Law Journal, 40 Under 40 recipient, 2008
- Pegasus Fellowship, American Inns of Court, 2005
- Skadden Arps pro bono service award (100 hours), 2000

and is a Prolific Attorney



Admitted to Practice:

- Massachusetts, 1999
- New York, 2005
- United States Supreme Court, 2012
- Second Circuit Court of Appeals, 2006
- Western District of New York, 2005
- Northern District of New York, 2005
- Eastern District of New York, 2006
- District of Massachusetts, 2000
- Bankruptcy Court, Western District of New York, 2016

Professional Associations (past and present):

- American Inns of Court
- Federalist Society, Buffalo Chapter
- Federal Bar Association
- New York State Magistrates Association
- Bar Association of Erie County, Federal Practice and Appellate Practice Committees
- Defense Research Institute
- American Bar Association

- New York State Bar Association
- New York State Academy of Trial Lawyers
- Massachusetts Bar Association
- Boston Bar Association

Statistics at a Glance:

- As of May 1, 2017, Westlaw search of "Jeremy /3 Colby" in NY (state and federal) database reveals that he is mentioned in:
 - 98 published decisions (80 federal decisions)
 - 110 law reviews and secondary sources
 - 89 trial court documents
 - 29 briefs
 - 1 statutory commentary
 - 333 total sources (excluding public filings, i.e., mortgages, etc.)
- As of May 1, 2017, WDNY Pacer indicates that he appeared in:
 - 95 federal cases

Jeremy Colby Knows Federal Court

Representative Federal Decisions in cases Litigated by Mr. Colby:

- **Fixter v. Cty. of Livingston**, 2017 WL 1510680, at *1 (W.D.N.Y. Apr. 27, 2017) (granting motion to dismiss by municipal employees)
- **Parent v. Pittsford Cent. Sch. Dist.**, 2017 WL 661120, at *1 (W.D.N.Y. Feb. 17, 2017) (granting school district's motion to dismiss)
- **Carney v. Swanson**, No. 15-CV-1060-FPG, 2016 WL 7450459 (W.D.N.Y. Dec. 28, 2016) (granting motion to dismiss due process claims against Town)
- **Silver v. Cheektowaga Cent. Sch. Dist.**, No. 16-102, 2016 WL 6584914 (2d Cir. Nov. 7, 2016) (affirming dismissal of First Amendment claims against the District)
- **In re Radioshack Corp.**, No. 15-10197, 2016 WL 6405576 (W.D.N.Y. Oct. 31, 2016) (removing landlord tenant dispute to bankruptcy court)
- **Lewis v. Livingston Cty.**, 314 F.R.D. 77 (W.D.N.Y. 2016) (granting motion to dismiss ADA claims against the County); **Lewis v. Livingston Cty. Ctr. for Nursing & Rehab.**, 30 F. Supp. 3d 196, 213 (W.D.N.Y. 2014) (granting in part and denying in part County's motion to dismiss)
- **Malcolm v. Honeoye Falls-Lima Cent. Sch. Dist.**, 629 F. App'x 87 (2d Cir. 2015) (affirming dismissal of discrimination claims against the District), cert. denied sub nom. **Malcolm v. Honeoye Falls-Lima Cent. Sch.**, 136 S. Ct. 2411, 195 L. Ed. 2d 781 (2016)
- **Pecuch v. Platt**, No. 13-CV-6102-FPG, 2015 WL 6505109 (W.D.N.Y. Oct. 27, 2015) (granting summary judgment dismissing 8th Amendment claims against county corrections officers)
- **Healthnow N.Y. Inc. v. Catholic Health Sys., Inc.**, No. 14-CV-986S, 2015 WL 5673123 (W.D.N.Y. Sept. 25, 2015) (resolving pre-trial matters in commercial dispute)
- **Genco v. Starpoint Cent. Sch. Dist.**, No. 13-CV-301S, 2015 WL 540217 (W.D.N.Y. Feb. 10, 2015) (granting summary judgment dismissing ADA claim against District)
- **Bennett-Kolasa v. Town of Allegany**, No. 13-CV-279S, 2014 WL 4273365 (W.D.N.Y. Aug. 29, 2014) (granting motion to dismiss § 1983/malicious prosecution claims against Town)
- **Mack v. Howard**, No. 11-CV-00303-A F, 2014 WL 2708468 (W.D.N.Y. June 16, 2014) (denying County's motion for summary judgment)
- **Osborne v. Cty. of Seneca**, No. 11-CV-6380 CJS, 2014 WL 2560582 (W.D.N.Y. June 6, 2014) (granting motion to dismiss § 1983/malicious prosecution claims against County)
- **Romeo Land Dev. LLC v. CVS Pharmacy, Inc.**, No. 11-CV-6516 CJS, 2014 WL 1920568 (W.D.N.Y. May 14, 2014) (granting in part motion to dismiss 2 of 3 breach of contract claims against CVS)
- **Hunter v. Cty. of Orleans**, No. 12-CV-6173, 2013 WL 6081761, at *12 (W.D.N.Y. Nov. 19, 2013) (granting summary judgment in part and dismissing all federal claims against Sheriff's Deputy for alleged excessive force and violation of the Fourth Amendment)
- **Nat'l Fuel Gas Supply Corp. v. Town of Wales**, No. 12-CV-034S, 2013 WL 5739033 (W.D.N.Y. Oct. 22, 2013) (granting summary judgment); **Nat'l Fuel Gas Supply Corp. v. Town of Wales**, 904 F. Supp. 2d 324 (W.D.N.Y. 2012) (granting motion to dismiss due process and takings claims against Town)
- **L.H. v. Cty. of Livingston**, No. 12-CV-6541, 2013 WL 5656209 (W.D.N.Y. Oct. 16, 2013) (granting in part motion to dismiss malicious prosecution claims against County, District Attorney, and ADA), aff'd, 590 F. App'x 102 (2d Cir. 2015)
- **Colpoys v. Cty. of Erie**, No. 12-CV-908S, 2013 WL 5437635 (W.D.N.Y. Sept. 27, 2013) (granting in part motion to dismiss ADA claims against County)
- **Sibley v. Jamestown Bd. of Pub. Utilities**, No. 11-CV-1043, 2013 WL 1337222 (W.D.N.Y. Mar. 29, 2013) (granting motion to dismiss ADA claims against a municipal utility); **Klaes v. Jamestown Bd. of Pub. Utilities**, No. 11-CV-606, 2013 WL 1337188, at *19 (W.D.N.Y. Mar. 29, 2013) (granting in part motion to dismiss ADA claims against a municipal utility)
- **Palmer v. Penfield Cent. Sch. Dist.**, 918 F. Supp. 2d 192 (W.D.N.Y. 2013) (granting in part motion to dismiss ADA and Title VII claims against District, while permitting Title VI claim to proceed into discovery)
- **Olma v. Collins**, No. 11-CV-61A, 2011 WL 3759801, at *1 (W.D.N.Y. Aug. 25, 2011), aff'd in part, vacated in part, remanded, 499 F. App'x 98 (2d Cir. 2012) (vacating in part decision by Judge Arcara denying legislative immunity to County Executive Chris Collins and other individual defendants)
- **Forjone v. California**, 425 F. App'x 73, 74 (2d Cir. 2011) (affirming dismissal of tax protester case against

numerous municipalities – Mr. Colby represented over twenty counties before being named Erie County Attorney), aff'g 1:06-CV1002LEK/RFT, 2010 WL 653651, at *6 (N.D.N.Y. Feb. 19, 2010)

- **Kent v. Cardone**, 404 F. App'x 540, 541 (2d Cir. 2011) (reversing denial of absolute immunity and ruling in favor of the District Attorney)
- **Lopez v. Webster Cent. Sch. Dist.**, 682 F. Supp. 2d 274, 275 (W.D.N.Y. 2010) (granting summary judgment dismissing civil rights claims against District)
- **Colombo v. E. Irondequoit Cent. Sch.**, No. 07-CV-6270 CJS, 2010 WL 6004378 (W.D.N.Y. Dec. 17, 2010) (granting summary judgment dismissing ADA, ADEA, and FMLA claims against District)
- **Armstrong Pump, Inc. v. Hartman**, 745 F. Supp. 2d 227 (W.D.N.Y. 2010) (granting in part motion to dismiss in commercial dispute)
- **Jim Mazz Auto, Inc. v. Progressive Cas. Ins. Co.**, No. 08-CV-00494 A M, 2009 WL 891837, at *9 (W.D.N.Y. Feb. 5, 2009), report and recommendation adopted as modified, No. 08-CV-00494(A)(M), 2009 WL 910969 (W.D.N.Y. Mar. 31, 2009)
- **Field v. Tonawanda City Sch. Dist.**, 604 F. Supp. 2d 544 (W.D.N.Y. 2009) (granting summary judgment dismissing ADEA claims against District)
- **Moore v. Guesno**, 301 F. App'x 17 (2d Cir. 2008) (affirming dismissal of RICO claim against municipal officers)
- **Hamilton v. Niagara Frontier Transp. Auth.**, No. 00-CV-300SR, 2008 WL 4724324 (W.D.N.Y. Oct. 24, 2008) (granting in part motion in limine by FMLA plaintiff – Mr. Colby was assigned this case for trial purposes to represent a pro se litigant)
- **Sacco v. Daimler Chrysler Corp.**, No. 05-CV-1435, 2008 WL 2858652 (N.D.N.Y. July 22, 2008) (granting in part Bill of Costs by manufacturer that obtained defense verdict in products liability case – Mr. Colby was third chair at this trial)
- **Pab Muffler Corp. v. London Taxis N. Am. Inc.**, No. 06-CV-0043E SC, 2007 WL 2667995 (W.D.N.Y. Sept. 6, 2007) (denying distributor's motion to dismiss in case involving stock certificate dispute)
- **Hadley v. Rush Henrietta Cent. Sch. Dist.**, No. 05-CV-6331T, 2007 WL 1231753 (W.D.N.Y. Apr. 25, 2007) (granting motion to dismiss Constitutional and state law claims against the District)
- **Pless v. Cleveland Wrecking Co.**, No. 01-CV-0792(SR), 2006 WL 2690074 (W.D.N.Y. Sept. 18, 2006) (denying Daubert motion)

- **Rhodes v. Alexander Cent. Sch. Dist.**, No. 05-CV-431S, 2006 WL 232722 (W.D.N.Y. Jan. 30, 2006) (granting motion to dismiss Title VII claim against District)
- **Bridges Network, Inc. v. Rafiq**, No. 06-CV-0031E(F), 2006 WL 145912 (W.D.N.Y. Jan. 19, 2006) (granting ex parte temporary restraining order and leave to serve process via e-mail and other electronic means)

Representative State Decisions in cases Litigated by Mr. Colby:

- **Fixter v. Cty. of Livingston**, 143 A.D.3d 1294 (4th Dep't 2016) (affirming dismissal of civil rights claims against County)
- **Town of Ellery v. N.Y. State Dep't of Env'tl. Conservation**, 40 N.Y.S.3d 877 (N.Y. Sup. Ct. 2016) (dismissing SEQR challenge against County and DEC)
- **Cty. of Erie v. N.Y. State Div. of Human Rights**, 122 A.D.3d 1303 (4th Dep't 2014) (affirming NYS DHR determination in favor of the County)
- **Friia v. Pfau**, 121 A.D.3d 750 (1st Dep't 2014) (reversing grant of summary judgment in favor of city court judge seeking pay parity)
- **Candino v. Starpoint Cent. Sch. Dist.**, 24 N.Y.3d 925 (2014) (affirming dismissal of claims against school Districts sued by a high school wrestler), aff'g, 115 A.D.3d 1170, 982 N.Y.S.2d 210 (4th Dep't 2014) (reversing trial court decision granting leave to file late notice of claim)
- **Zielonka v. Town of Sardinia**, 120 A.D.3d 925 (4th Dep't 2014) (reversing in part denial of motion to dismiss by Town)
- **Westfield Family Physicians, P.C. v. Healthnow N.Y., Inc.**, 59 A.D.3d 1014 (4th Dep't 2009) (reversing denial of summary judgment, ruling in favor of BCBS)
- **Meiowitz v. Bayport-Bluepoint Union Free Sch. Dist.**, 57 A.D.3d 858 (2d Dep't 2008) (affirming dismissal of claims against District related to management of retirement plan)
- **Elmira Teachers' Ass'n ex rel. Martin v. Elmira City Sch. Dist.**, 53 A.D.3d 757 (3d Dep't 2008) (reversing denial of motion to dismiss by District concerning claims involving management of retirement plan)
- **Wilk v. Genesee & Wyoming R. Co.**, 45 A.D.3d 1274 (4th Dep't 2007) (reversing denial of motion to dismiss by railroad)



"I have been very pleased with the capabilities and work product of Webster Szanyi attorneys. For example, Jeremy Colby is a former County Attorney who is highly effective in municipal litigation. The firm was recently retained as special counsel for a highly technical lawsuit. In a few months' time, Webster Szanyi obtained a successful result for the Town. Jeremy's diligent response and immediate grasp of the issues makes it a pleasure to work with this firm."

**– Ron Bennett, Town Attorney
Town of Aurora and Town of Wales**

"Thank you for your work on this case. From the moment you introduced yourself, I felt genuine caring and concern for myself and staff. I also felt great confidence in your abilities and talents, that I was able to convey to staff. This federal lawsuit, while not at the forefront of our brain everyday caused us tremendous stress. Knowing you were at the helm, allowed us to not dwell on it everyday and to go forward and continue to serve our community with confidence. We are grateful there are people of your caliber in our corner."

– County Department Head

"[County Executive Chris] Collins called the agreement a victory for his administration and 'the taxpayers of Erie County' because county government will not have to implement expensive and unnecessary improvements in inmate care County Attorney Jeremy A. Colby signed the agreement on the County's behalf. Among those signing for the Justice Department were Thomas E. Perez, the assistant attorney general who leads the Civil Rights Division, and U.S. Attorney William J. Hochul, Collins said."

– Buffalo News, August 18, 2011

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