

PROFILE

**Mario A. Barrera***Partner*

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Practices

- Educational Institutions
- Government
- Labor & Employment and Employee Benefits
- Litigation

Admitted

Texas

Education

- J.D., The University of Texas School of Law, 1984
- B.A., magna cum laude, Pan American University, 1981

Court Admissions

- U.S. Supreme Court
- U.S. Courts of Appeals for the 5th Circuit
- U.S. District Court for the Northern, Southern and Western Districts of Texas

Board Certifications

Texas Board of Legal Specialization, Labor and Employment Law

Experience

For the past 10 years, Mr. Barrera has had primary responsibility as first chair attorney and tried cases to verdict involving race, national origin, sex (including harassment), and age discrimination cases under Title VII, Age Discrimination in Employment Act (ADEA), and Chapter 21 of the Texas Labor Code as well as workers compensation retaliation under Section 451 of the Texas Labor Code, Family and Medical Leave Act (FMLA), First and Fourteenth Amendment cases, employment tort and contractual claims. Mr. Barrera has also been involved as co-counsel in cases involving Fair Labor Standards Act (FLSA), Occupational Safety and Health Administration (OSHA), Americans with Disabilities Act (ADA), Employee Retirement Income Security Act (ERISA) and non-competition issues.

A portion of Mr. Barrera's practice also involves rendering legal advice and opinions - both verbal and in writing - on a variety of issues including all facets of discrimination, retaliation, employee benefits, wage and hour, FMLA, employee discipline/discharge, non-competition and employment agreements. He has conducted both employment investigations and training seminars for a variety of clients. Mr. Barrera is fluent in Spanish.

Representative Matters

Teresa Fayette v. Alamo Community College District, 2008, jury trial in the 408th District Court, Bexar County. Successfully defended Chapter 21 retaliation claim.

Raba-Kistner Consultants Inc. and Raba-Kistner Consultants SW v. Gerardo Licon and Licon Engineering Company, Inc., 2008, jury trial in the 327th District Court, El Paso County. Successfully prosecuted fraud and tortious interference with business relationship claims.

Carla Fisher v. Terra Health, Inc.; 2007; jury trial in County Court at Law No. 5, El Paso County (sex discrimination and retaliation); court refused to submit front pay and exemplary damages questions. Jury verdict in favor of Defendant on sex discrimination claim but in favor of Plaintiff on retaliation. Damages awarded for back pay and past mental anguish only.

Noteworthy

- Best Lawyers in America, 2009 and 2010
- Texas Super Lawyers, 2003 and 2004
- Articles Editor, Review of Litigation, The University of Texas School of Law