



THOMAS C. DEC

Associate

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Thomas Dec represents clients in complex civil litigation across a range of industries, including automotive, transportation, and insurance. He handles cases—including class actions—involving commercial litigation, product liability, and employment law in federal and state courts across the United States.

EDUCATION

University of California, Berkeley, School of Law, J.D., 2018, Editorial Board, *California Law Review*

Yale University, Yale University B.A., 2013, Political Science (Intensive)

GOVERNMENT SERVICE

Law Clerk to the Honorable Timothy M. Burgess, Chief Judge of the U.S. District Court for the District of Alaska

Judicial Extern to the Honorable James M. Humes of the California Court of Appeal, First District

Special Assistant to Mayor David Martin, Stamford, Connecticut

OTHER EXPERIENCE

Davis Polk & Wardwell LLP

ADMISSIONS

Colorado
Connecticut
New York

HIGHLIGHTS

- Obtained decertification of an FLSA conditional collective that had been certified before WTO took over the case. After the decertification decision was issued, lawyers for the plaintiffs conceded that another pending nationwide case—which WTO also is defending—should be decertified as well.
- Achieved an exceptional outcome for a green energy manufacturer in a supplier dispute. Despite a product recall arising mid-litigation, WTO obtained indemnification and no future liability as part of resolving both the original claim and the recall-related issues.
- Represented trustees against breach of fiduciary duty claims brought by another trustee and beneficiary in a complex dispute that also involved significant tax issues and adjacent litigation over the trust assets.
- Represented a major transportation company in an arbitration regarding breach of contract allegations brought by a contractor. The case settled favorably thanks to aggressive discovery.
- Drafted portions of amicus briefs for pro bono clients. The briefs were filed with the U.S. Supreme Court, Second Circuit, and Ninth Circuit and addressed issues including partisan gerrymandering, state gun regulations, and immigration law.
- Represented investment funds, financial institutions, and a major technology company in investigations brought by state and federal agencies.
- Represented secured and unsecured lenders in multiple bankruptcy litigations in the energy and retail industries.

INDUSTRIES

- Automotive
- Consumer Products & Services
- Financial Services
- Insurance

PRACTICE AREAS

- Commercial Litigation
- Product Liability
- Employment
- Class Actions

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BIOGRAPHY

Thomas Dec represents clients in complex civil litigation across a range of industries, including automotive, transportation, and insurance. He handles cases—including class actions—involving commercial litigation, product liability, and employment law in federal and state courts across the United States.

Before joining WTO, Tom was a litigation associate for a prominent international law firm in New York City, where he represented clients in civil and white collar matters.

CASES

- Obtained decertification of an FLSA conditional collective that had been certified before WTO took over the case. After the decertification decision was issued, lawyers for the plaintiffs conceded that another pending nationwide case—which WTO also is defending—should be decertified as well.
- Achieved an exceptional outcome for a green energy manufacturer in a supplier dispute. Despite a product recall arising mid-litigation, WTO obtained indemnification and no future liability as part of resolving both the original claim and the recall-related issues.
- Represented a major transportation company in an arbitration regarding breach of contract allegations brought by a contractor. The case settled favorably thanks to aggressive discovery.
- Represented trustees against breach of fiduciary duty claims brought by another trustee and beneficiary in a complex dispute that also involved significant tax issues and adjacent litigation over the trust assets.
- Represented a financial institution in civil litigation on various state fraud and tort claims. Drafted dispositive motions, motions in limine, and trial preparation documents.
- Represented secured and unsecured lenders in multiple bankruptcy litigations in the energy and retail industries.
- Represented investment funds, financial institutions, and a major technology company in investigations brought by state and federal agencies.
- Drafted portions of amicus briefs for pro bono clients. The briefs were filed with the U.S. Supreme Court, Second Circuit, and Ninth Circuit and addressed issues including partisan gerrymandering, state gun regulations, and immigration law.

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BAR & COURT ADMISSIONS

- Colorado
- Connecticut
- New York
- U.S. Court of Appeals, 2nd Circuit
- U.S. Court of Appeals, 9th Circuit
- U.S. District Court, D. Colorado
- U.S. District Court, D. New Mexico
- U.S. District Court, E.D. New York
- U.S. District Court, S.D. New York

LEGAL MEMBERSHIPS, ACTIVITIES & HONORS

- Colorado LGBT Bar Association
 - Public Policy Chair
- Colorado Attorney Mentoring Program (CAMP)
 - Member

COMMUNITY MEMBERSHIPS, ACTIVITIES & HONORS

- Denver Mayor's Pedestrian Advisory Committee (MPAC)
 - At-Large Member

ARTICLES & PRESENTATIONS

Articles

- *Disenfranchisement in the U.S. Presidential Nomination Process through Caucuses and the Gatekeeping Role of Iowa and New Hampshire*, 107 Calif. L. Rev. 267, (2019).

PERSONAL INTERESTS

- National parks, fantasy football, running