



## Darren D. Alberti

### Associate

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#### Practice Areas

- Litigation
- Appellate

#### Admissions

- Colorado

#### Education & Honors

- University of Colorado Law School, J.D.
- Georgetown University, B.A.

#### Awards

- Dufford & Brown Legal Writing Award (merit scholarship awarded to highest-performing Legal Writing student in law school section)
- First Place, Graduate Fiction, Center of the American West, Crossing (screenplay telling a story of love and morality in the context of Mexican-U.S. immigration, based on Bruce Springsteen's *The Line*)

Darren Alberti specializes in appellate and complex litigation. He develops argument strategies and drafts appellate briefs in both federal and state appellate courts across multiple jurisdictions, along with administrative appeals in both agency and judicial review forums. He also develops argument strategies and drafts dispositive motions, post-trial motions, and critical evidentiary motions in federal and state district courts across multiple jurisdictions.

In addition to appellate briefing and complex motions practice, Darren also develops legal strategies to inform settlement and mediation positions, litigation decisions, along with broader business and organizational decisions.

Darren's practice is versatile and dynamic. As just a partial list, he has worked on cases involving constitutional law, corporate law, class and collective action labor disputes, employment discrimination, administrative law and procedure, intellectual property and patent law, natural resources, mining law, healthcare administration, medical malpractice, legal malpractice, products liability, personal injury and insurance defense, land use and zoning issues, public utilities and pipeline disputes, property and easement disputes, landlord-tenant disputes, and construction law. He has done so for clients including Fortune 50 corporations, governmental entities, public-private partnerships, nonprofit organizations, along with small business owners and individual clients.

Darren previously worked as a Law Clerk Intern with Justice Richard Gabriel of the Colorado Supreme Court and has also taught constitutional law in underserved Denver-area high schools. Additionally, he created an acting, directing, and playwriting program at the maximum-security Denver Women's Correctional Facility, where he has directed two stage productions performed by incarcerated women.

Darren holds a J.D. from the University of Colorado Law School and is a graduate of Georgetown University, where he was also a cornerback for the Division 1-AA football team.

## **Noteworthy**

- Developed arguments and drafted appeal on a precedent-setting federal preemption issue of first impression in the Nevada Supreme Court.
- Developed arguments and co-drafted dispositive certification-stage briefing in a Fair Labor Standards Act collective action involving thousands of nationwide opt-in plaintiffs in federal district court; also developed arguments and co-drafted appellate briefing on alleged violations of federal and state labor and employment law in federal circuit courts of appeals.
- Developed arguments and drafted post-trial motions with multi-million dollar implications in a federal district court fraud, conversion, and civil theft lawsuit involving the operations of multiple corporations and the individual conduct of multiple managing members.
- Developed arguments and drafted spoliation opposition briefing for Fortune 500 and Fortune 50 clients in high-exposure lawsuits across multiple jurisdictions under both federal and state law.
- Developed extensive legal analysis and strategy recommendation regarding a corporation's post-dissolution ability to assign intellectual property and rights of action for past patent infringements, to inform both business strategy for a prospective corporate asset acquisition along with litigation strategy post-acquisition in a federal district court patent infringement lawsuit.
- Developed arguments and co-drafted appellate briefs challenging state agency rulemaking authority under Colorado's Administrative Procedure Act in both Colorado district court and the Colorado Court of Appeals.
- Developed arguments and drafted numerous appeals both challenging and defending jury verdicts and new trial demands across multiple jurisdictions.
- Developed arguments and drafted Colorado Supreme Court and Colorado Court of Appeals briefs addressing both the pre-verdict and post-verdict components of Colorado's collateral source rule.
- Developed arguments and drafted dispositive motions along with temporary restraining order and preliminary injunction briefing in lawsuits across multiple jurisdictions implicating physician medical licenses and clinical privileges.
- Developed arguments and co-drafted Colorado Supreme Court brief challenging the Colorado Independent Congressional Redistricting Commission's proposed redistricting plan and map on behalf of the Colorado Latino Leadership, Advocacy & Research Organization.

## **Community Involvement**

- Program Founder & Director, Scene Study Program, Denver Women's Correctional Facility
- Marshall-Brennan Constitutional Literacy Project, Teaching Fellow
- Co-Leader, University of Colorado Law School's legal aid working trip with Southeast Louisiana Legal Services

## **Professional Experience**

- Colorado Supreme Court, Law Clerk Intern to Justice Richard Gabriel