

Jared Van Kirk

Principal

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As a counselor to Pacific Northwest and national employers, Jared helps his clients achieve productive relationships with union represented workforces and negotiate quality labor agreements. He strives to provide his clients with practical advice on complying with the intricate and overlapping network of federal, state and local employment laws.

Jared provides counsel to public and private employers, with a special emphasis on health care and senior living. He understands that employers want to manage employees and comply with labor and employment laws in a way that is consistent with their goals and operational needs, and they want to work to reduce their risk of liability. He applies these principles every day when negotiating labor agreements, addressing disputes and providing advice on a wide variety of complex laws and regulations from anti-discrimination and harassment to navigating the network of laws regulating employee leave, accommodation of disabilities, and drug use and drug testing in the workplace.

Jared received his law degree from Harvard Law School and was a clerk for The Honorable Jerome Farris of the U.S. Court of Appeals for the 9th Circuit. Prior to practicing law, Jared received his degree in Human Biology from Stanford University and engaged in genetic research concerning human evolution and complex diseases.

Services

Labor, Employment & Immigration
Labor Advice
Health Care
Cannabis

Admissions

Washington, 2005
U.S. District Court, Western District of Washington, 2006
U.S. Court of Appeals for the 9th Circuit, 2006
U.S. Court of Appeals for the Federal Circuit, 2010
U.S. Court of Federal Claims, 2007

Education

J.D., Harvard Law School (*cum laude*) 2005

- *Harvard International Law Journal*, Managing Editor
- First Year Moot Court Competition, Best Brief

B.A., Stanford University (with distinction) Human Biology, 2000

- Phi Beta Kappa

Honors & Recognition

Rising Star, Washington Super Lawyers, 2011-2012 and 2015-2018

Community Activities

Seattle Children's Theatre, Board of Trustees, 2018-present

- Board Operations Committee, 2020-present

Experience

Labor negotiations for two affiliated hospitals

Represented two affiliated hospitals in simultaneous negotiations with two unions for three separate bargaining units under difficult and contentious conditions, resulting in a very favorable outcome for the client. Successfully navigated negotiations lasting a full year, through federal mediation and a joint picketing action. Spearheaded complex compensation proposals involving the establishment of wage scales for over 60 positions.

Labor negotiations for a regional hospital

Led labor negotiations for a regional hospital with a bargaining unit of the hospital's nurses, which resulted in a successful resolution within the client's initial negotiating parameters and in a limited number of bargaining sessions. Secured a favorable modification of the hospital's leave and time off benefits.

Labor negotiations for a hospital and clinic group

Led labor negotiations for a large hospital and clinic group for successor collective bargaining agreements with three bargaining units and a fourth agreement with a newly represented unit. Resulted in a mutually satisfactory settlement without significant labor action or public pressure campaign from the union.

News

Jared Van Kirk Quoted in *GeekWire* About Future of Employer Marijuana Testing Policies
GeekWire, 6.9.21

Speaking Engagements

Foster Garvey Hosts Session 2 of Policy to Practice Educational Series
Event
10.16.24

From Policy to Practice: Foster Garvey Launches New Quarterly Public Employer Educational
Series
Training
6.14.24

"2024 Employment Law Update," The Rural Collaborative
Speaking Engagement
Olympia, WA, 5.3.24

"Pouring Over the Law: Wine, Spirits and Beer," Washington State Bar Association
CLE Webcast
Washington State Bar Association, 3.29.24

"HB 1155 – The Second Wave," Washington Rural Health Collaborative Presentation
Panel Discussion
Virtual Event, 4.8.21

"Defensible Just Cause in a Public Sector Labor Relations Environment," WAPELRA Webinar
Series
Speaking Engagement
Virtual Event, 3.25.21

"2017 National Association of Unemployment Insurance Appeals Professionals Annual
Conference," National Association of Unemployment Insurance Appeals Professionals
Panel Discussion
Seattle, WA, 6.18.17-6.22.17

Drug Policies, Testing, and Employee Relations in the Era of State-Legal Marijuana
Speaking Engagement
Seattle, WA, April 6-7, 2017

"Marijuana Law: Changes in Regulation and Best Practices," WSBA CLE
Seminar
Seattle, WA, 4.12.16

Moving Forward Under Measure 91: A Marijuana Industry Seminar
Seminar
Portland, OR, 4.10.15

"Update: Challenges to Recreational Marijuana and the Legal Horizon," Cannabis in
Washington State & Implications for Other Markets, The Seminar Group
Speaking Engagement
Seattle, WA, 12.3.14

"What Washington Hoteliers Should Know About Marijuana," Washington Lodging Association,
Annual Convention
Speaking Engagement
Semiahmoo, WA, 11.11.14

"Employers' Guide to I-502," Passenger Vessel Association, Western Region
Speaking Engagement
Seattle, WA, 10.29.14

"Seattle Criminal History Ordinance Workshop," Hospitality Human Resources Association
Speaking Engagement
Seattle, WA, 8.21.13

"Healthcare Employers' Guide to I-502," Washington State Society of Healthcare Attorneys
Speaking Engagement
Seattle, WA, 2.27.13

How to Manage the Minefield of Wage and Hour Regulations as a Healthcare Employer
Seminar
Garvey Schubert Barer, Seattle, WA, 6.20.11

"Family Medical Leave, Down the Rabbit Hole, Encore Presentation!," Western Washington
Rural Health Care Collaborative
Speaking Engagement
Seattle, WA, 5.20.11

"Family Medical Leave, Down the Rabbit Hole," Western Washington Rural Health Care
Collaborative
Speaking Engagement
Seattle, WA, 1.25.11

"DOL Releases New Regulations - It's Time to Learn the FMLA All Over Again," Garvey
Schubert Barer - Labor & Employment Seminar Series
Speaking Engagement
Seattle, WA, 1.7.09

Legal Alerts

Texas Court Invalidates Federal Rule That Raised Salary Thresholds For Overtime Exemptions
11.21.24

2025 Increases in Washington Minimum Wage and Other Employee Expenses
10.15.24

Federal Judge Blocks FTC's Nationwide Ban on Noncompete Agreements
8.22.24

Pennsylvania Court Upholds FTC Rule on Employee Noncompetes
7.25.24

Texas Court's Preliminary Ruling Delays FTC Noncompete Ban, but Ruling Affects Only Parties
to Lawsuit
7.10.24

U.S. Department of Labor Sets New Salary Thresholds for 2024 and Beyond
5.15.24

Breaking Update: FTC's Noncompete Ban and What It Means for Washington
4.24.24

Important Changes to Washington's Noncompete Law
3.25.24

What Employers Should Know About the NLRB's New Joint Employer Rule
3.13.24

2024 "To-Do" List for Employers
1.11.24

Form I-9 Practice Alert: End of COVID-19 Flexibility for Virtual Document Reviews
7.28.23

NLRB Decision Restricts the Use of Confidentiality and Non-Disparagement Provisions
4.11.23

New Transparency Rules for Washington Job Postings
3.7.23

Borrowers Beware: Some CARES Act Loans Require a Union Neutrality Pledge
4.1.20

Updates on the New Federal Paid Sick Leave and Paid Child Care Leave Laws
4.1.20

COVID-19 and the Workplace: What an Employer Should Know About the New Federal Leave
Laws
3.24.20

Update on Seattle Wage Theft Prevention and Harmonization Ordinance
3.8.16

Seattle Job Assistance Ordinance Update
6.12.13

I-502 and You, Washington's New Marijuana Laws and Your Drug Policies
11.20.12

Seattle's Mandatory Paid Sick/Safe Leave Law: Are You Ready for September 1, 2012?
7.5.12

New Federal Law: Unpaid Breaks and Private Locations Required for Nursing Mothers
4.15.10

Voter Approved Domestic Partnership Rights: Are You Prepared for Changes to Your Employee
Benefits and Policies?
12.2.09

Publications

"Wage Transparency Legislation Brings Unique Challenges and Benefits for Employers," *Radio
Matters Blog*
Radio Matters Blog, 5.2.23

Prospective I-502 marijuana retail licensee sues city over local ban on marijuana businesses
Northwest Law Forum Blog, 6.6.14