

Erin M. Train

Associate

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Practice Areas

Litigation and Trials
Class Action
Healthcare
Wage and Hour
Discrimination and Harassment

Overview

Erin Train is a cutting-edge litigator at the forefront of several evolving areas of law in both New York State and throughout the country. She utilizes her skills and extensive experience working as a defense attorney “to play devil’s advocate” when honing arguments made on behalf of the clients she represents, often resulting in dismissals at the early stages of litigation.

Not only a zealous advocate, Erin also invests time in understanding the driving force behind clients’ business needs to effectively counsel employers covering every size – from Fortune 500 companies to small, family-run businesses.

Erin focuses a large portion of her practice on complex class and collective matters and has had significant success doing so. Nonetheless, she has significant experience handling all stages of litigation, including discovery, depositions, arbitrations, mediations, and municipal trials in state and federal court, as well as handling matters before administrative agencies.

Selected Matters

- Dismissal of putative class and collective action for alleged unpaid overtime claims first in federal court and subsequently in state court after the complaint was refiled after dismissal at the federal level
- Failure to prosecute dismissal after opposing counsel read moving papers seeking dismissal of uncompensated time
- Dismissals of multiple lawsuits alleging failure-to-accommodate religious beliefs, including several multiplaintiff lawsuits

Recognition

- Named, Up and Coming Lawyers, Legal Excellence Award, *The Daily Record*, 2023
- Named, Rising Star, *Super Lawyers*, 2019-2021

Education

J.D., Drexel University Kline School of Law, 2012, *cum laude*

B.A., SUNY Geneseo, 2006, *magna cum laude*

Bar Admissions

New York

New Jersey

Pennsylvania

Courts

U.S. Court of Appeals, 2nd Circuit

U.S. District Court, Northern District of New York

U.S. District Court, Western District of New York

U.S. District Court, Eastern District of New York

U.S. District Court, Southern District of New York

U.S. District Court, District of New Jersey

U.S. District Court, Eastern District of Pennsylvania

Publications & Press

New York Frequency of Pay Update: Governor Proposes Legislation and Second Department Finds No Private Right of Action for New York Manual Worker Frequency of Pay Claims

Littler ASAP

January 17, 2024

New York's mandatory nurse overtime law amendments take effect

Rochester Business Journal

August 4, 2023

Supreme Court Determines When the U.S. Government May Dismiss an FCA Action Over a Relator's Objection

Littler ASAP

July 11, 2023

New York Mandatory Nurse Overtime Law Amendments Take Effect

Littler ASAP

June 28, 2023

Littler Adds Erin Train in Rochester

Press Release

May 24, 2021

Events & Speaking Engagements

Navigating Change in the New Administration: Insights for In-House Counsel and HR Professionals

Fairport, NY

May 29, 2025

2024 Tri-State Regional Employer Conference

New York, NY

September 19, 2024

2023 Tri-State Regional Employer Conference

New York, NY

June 20, 2023