

JEREMY E. ABAY SENIOR ASSOCIATE



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JEREMY E. ABAY represents whistleblowers, employees, consumers, and corporations in high-stakes litigation in state and federal courts. His practice covers healthcare fraud (qui tam), wage litigation, and consumer fraud. He has obtained multimillion-dollar settlements for taxpayers, misclassified workers, and victims of consumer fraud.

Mr. Abay has pioneered False Claims Act liability based on Medicare and Medicaid secondary payer violations. He brought the first qui tam case to successfully argue that an auto insurer could be liable under the False Claims Act for causing Medicare and Medicaid to pay claims before no-fault insurance. After the government declined to intervene, Mr. Abay reached a multimillion-dollar settlement with the auto insurer.

Mr. Abay is currently lead plaintiff's counsel in *Razak v. Uber Techs., Inc.*, the first case in which a federal circuit court has found—on summary judgment—that gig-economy drivers may be employees under the Fair Labor Standards Act. 951 F.3d 137 (3d Cir. 2020).

Mr. Abay has been recognized as a *Pennsylvania Rising Star* in Class Action Litigation by *Super Lawyers*.

Mr. Abay is also an adjunct professor at Rutgers Law School, where he teaches deposition advocacy. He has also guest lectured in the business torts seminar. Before his legal career, Jeremy worked at Johnson & Johnson and Barclay's Capital, where he gained unique insight into corporate compliance programs.

Mr. Abay earned his J.D. from Rutgers School of Law as a merit-based scholarship recipient. During law school, he served as research assistant to former Associate Dean Adam Scales, analyzing emerging trends in tort theory and insurance law. He received the Don F. D'Aqui Esquire Memorial Award at graduation for achieving the highest average in and displaying the greatest aptitude for tort law.

Speaking Engagements

"The False Claims Act and Dealing with Whistleblowers," *Seton Hall University School of Law U.S. Healthcare Compliance Certificate Program* (Seton Hall University), June 14, 2022

"Uber & Lyft: Where Are We Going?," *Pennsylvania Bar Institute's Employment Law Institute East 2017* (Philadelphia, PA), November 28, 2017

Bar Admissions

Pennsylvania

New Jersey

New York

U.S. Court of Appeals for the Third Circuit

U.S. District Court - Eastern District of Pennsylvania

U.S. District Court - Middle District of Pennsylvania

U.S. District Court - New Jersey

United States Supreme Court