DarrowEverett LLP



Stacy W. Thomsen - Senior Associate

Email: sthomsen@darroweverett.com
Phone: (401) 453-1200

Bio

Stacy W. Thomsen is a member of DarrowEverett's Business Litigation & Alternative Dispute Resolution and Labor & Employment Practice Groups. She advises and represents clients in complex commercial disputes, statutory privacy actions, and employment-related litigation across a range of industries.

Stacy has developed a significant focus on privacy litigation involving the California Invasion of Privacy Act (CIPA) and the federal Electronic Communications Privacy Act of 1986 (ECPA), handling more than 60 such matters in 2025 alone. She regularly counsels businesses on strategies to mitigate CIPA and ECPA exposure related to website tracking technologies such as session replay, chat widgets, tracking pixels, and analytics integrations.

In addition to her privacy work, Stacy maintains a robust labor and employment practice. She represents employees and defends employers in matters involving wage and hour compliance (including FLSA and state law claims), discrimination and harassment allegations, and employment contract disputes. She also guides employers through Department of Labor audits, internal investigations, and the implementation of compliant employment policies and

procedures.

Stacy brings a preventive, compliance-driven approach to litigation and dispute resolution. Her combined experience in technology-related privacy claims and traditional labor law gives her a unique perspective on issues arising from digital monitoring, workplace surveillance, and evolving employment laws in the modern workplace. She is also a regular contributor to legal publications and thought leadership on privacy and employment law developments.

Practice Areas

- Business Litigation & Alternative Dispute Resolution
- Data Privacy & Cybersecurity
- Labor & Employment

Prior Experience

Before joining DarrowEverett, Stacy worked at a boutique employment law firm in Boston. Stacy's additional professional experience includes representing plaintiffs in class and collective action wage and hour lawsuits; representing business and property owners in eminent domain, inverse condemnation, land use, and zoning matters; and defending a top 10 Fortune 500 company in tort and malpractice matters.

Representative Matters

- Secured a favorable ruling in a proposed class action in the U.S. District Court for the Western District of Washington concerning the use of website tracking pixels. Plaintiffs alleged sensitive health information—including addiction treatment inquiries and online assessment results—was improperly transmitted to third parties such as Google and Facebook. The Court granted our motion to dismiss six of nine claims, including negligence, invasion of privacy, breach of implied contract, and consumer protection claims under Washington, Ohio, and Indiana statutes. This decision eliminates the broadest theories of liability while leaving only a limited subset of claims to proceed, providing important guidance for similar matters across jurisdictions.
- Secured class certification in the U.S. District Court for the District of Massachusetts in litigation asserting violations of the Massachusetts Wage Act arising from National Grid's alleged company-wide payroll policy affecting salaried employees. The certified class includes more than 100 employees, with treble damages under the Wage Act at issue. The court determined that common issues predominate in challenging an asserted uniform payroll practice applied across the employer's Massachusetts workforce. With certification

granted, the matter will proceed through class notice and continued pretrial proceedings.

- Secured a six-figure judgement on behalf of several former restaurant employees in Rhode Island for violations of the Fair Labor Standards Act and Rhode Island Minimum Wage Pay Act. The restaurant failed to pay our clients proper overtime and wages in a timely manner, resulting in an award of liquidated damages and attorney's fees and costs to our clients.
- Scored a significant win on behalf of a Massachusetts cannabis retailer, securing a $3.4 million damages judgment for the client stemming from a theft of proprietary information.
- Successfully defended a multistate cannabis company in a high-stakes $2.5 million commercial lease dispute following a 7-day jury trial in Massachusetts Superior Court. The plaintiff, a commercial landlord, alleged breach of a letter of intent, breach of contract, and multiple violations of Massachusetts unfair and deceptive trade practices laws. The jury ultimately found in favor of our client, resulting in a complete defense verdict.
- Secured important victories in both Rhode Island state and federal courts—decisions which require the Town of Johnston to discharge an illegal recording against our clients' property purporting to "take" by eminent domain. The ruling effectively returns the property back to our clients, who intend to build affordable housing units.

  Negotiated favorable high seven-figure settlement for commercial real estate client whose income property was condemned for a freeway expansion project.
- Successfully represented client owner of rehabilitation facilities against neighbors regarding zoning and nuisance issues.

  Represented property owner initially subject to full condemnation of commercial real estate and business operating on the property, negotiating a partial take and a 10-year temporary construction easement.
- Active member of trial team obtaining seven-figure trial verdict in favor of property/business owner clients in eminent domain matter.
- Active member of appellate team obtaining favorable California Supreme Court ruling, overturning prior case law, regarding limitations of early motions in limine with respect to dispositive liability issues in inverse condemnation involving disputes over property value and business valuation.

Insights

- CIPA Defense Playbook Has Three New Chapters: Here's What's New - via JD Supra, September, 2026
- Tracking Pixel Litigation Expands: A State-by-State Guide to Wiretapping Risk
- CIPA Litigation Persists For Online Businesses While Reform Bill Sits Idle - via JD Supra, November, 2025
- Missed a Paycheck Deadline? The Cost Isn't Worth the Treble - via JD Supra, June, 2025

- Seventh Circuit Decision Clarifies Standards for FLSA Overtime Cases - via JD Supra, February, 2025

Media Appearances

- News Feature: DarrowEverett Secured Class Certification in Massachusetts Wage Act Matter, Via WBZ – CBS Boston (Feb 2026)

Bar Admissions

- Rhode Island
- Massachusetts
- California
- U.S. District Court of California – Central
- U.S. District Court of California – Southern
- U.S. District Court of California – Northern
- U.S. District Court of Massachusetts
- U.S. District Court of New Mexico
- U.S. District Court of North Dakota
- U.S. District Court of Rhode Island
- U.S. Court of Appeals for the First Circuit

Education

- University of Southern California Gould School of Law, J.D.
- Brown University, B.A. in Africana Studies and B.A. in History

Accolades

- The Best Lawyers in America© Ones to Watch (2026)



- **Professional Excellence in Law** award from Rhode Island Monthly


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