

# 3 Cases of Cross-Border Compliance Mishaps

## *Insight*

The paper discusses three recent cases involving international brands, failure to meet U.S. compliance regulations yielded high penalties. Missteps like these not only cost billions in fines, they can also erode customer trust and public opinion.

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## BigLaw Headhunter's Sexist Rant Leads to Apology, Leave of Absence

### *News*

The managing director of a BigLaw recruiting firm somehow managed to describe “most legal recruiters” as women who “are quite attractive and fit,” as well as “a little ditzy and [who do] not have the other sorts of qualifications that would make them qualified for the job,” reports Above the Law.

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## The Nation's First Legislative Fracking Ban Is

# on the Books

## *Podcast*

In an episode of Kane Russell Coleman Logan's energy law podcast, director Tom Ciarlone discusses the nation's first legislative fracking ban.

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## **Best Practices for Limiting Liability Arising from Smart Contract Vulnerabilities**

### *Insight*

Jared Butcher, writing in the Steptoe Blockchain Blog, offers six best practices to consider when implementing a smart contract.

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## **Restrictive Covenants Can Swing Both Ways: A 3-Step Plan To Avoiding Legal Risks When Onboarding New Employees**

### *Insight*

Increased media attention on the practice of forcing lower-level employees to sign non-compete covenants, combined with

the widely publicized report on non-compete restrictions issued by the Obama White House in its waning days, has led to an increase in the number of reported cases, writes Michael Elkon with Fisher Phillips.

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## **Legendary Texas Lawyer Richard ‘Racehorse’ Haynes Has Died**

### **News**

Haynes was easy-going until he stepped into a courtroom. He was legendary for his ability to take command of the courtroom, and effectively cross-examine witnesses.

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## **Five Takeaways From Annual BigLaw Financial Report**

### **News**

Bloomberg Law has put together a summary of five takeaways from Thursday’s release of The American Lawyer’s annual report on the top 100 law firms, ranked by gross revenue.

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# Trump's Losing Streak in Courts Is Traceable to Conservative Judges

## *News*

The Trump administration's losing streak in courts around the nation has in large part been a product of precedents established by conservative judges in the Obama era, reports *The New York Times*.

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# 2nd Annual CLOC Institute Set for Las Vegas May 9-11

## *Event, May 9-11, 2017*

Known as the largest gathering of legal operations professionals in the world, this year's conference will feature more than 70 sessions and 120 speakers.

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# Bad Judgment on Social Media May Lead to Job Offer Withdrawals

## *Insight*

Many employers these days Google prospective hires and look

them up on social media for any evidence of red flags that indicate that the applicant may be violent, unethical, unstable or simply have bad judgment, according to a post on the website of Androvett Legal Media & Marketing.

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## **Reallocation Actions and Settlement Agreements: What Did We Settle?**

### ***Insight***

Frequently, a dispute cannot be fully resolved where non-parties to the dispute have contributed defense and indemnity amounts on behalf of one or more of the parties and have reserved the right to seek recovery of those amounts in subsequent litigation, writes Stacy L. La Scala.

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## **Your Professional Portrait Is Much More Than a Picture**

### ***Insight***

Most attorneys make their first impressions online rather than face-to-face, so the photo that accompanies a lawyer's online presence is their first chance to impress prospective clients, employers and referral sources, advises Amy Boardman Hunt of Muse Communications.

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# **Negotiating Contracts: 12 Key Terms to Negotiate in a Software as a Service or Cloud Service Agreement**

## ***Insight***

Stephen F. Pinson of Scott & Scott LLP offers some suggested requirements when negotiating Software as a Service or Cloud Service agreement.

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# **Capital Outlook for U.S. Real Estate Sector on the Rise, Annual Akerman Report Finds**

## ***Insight***

Increased confidence in the commercial real estate market has taken hold since the U.S. presidential election, according to a report released today by U.S. law firm Akerman LLP.

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# Not an Inside Job: How Two Analysts Became SEC Whistleblowers

## *News*

Reuters tells the story of how two analysts who liked to swap notes on numbers they thought looked odd took a fateful step and tipped off U.S. regulators about a company that one of them had watched for months.

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# U.S. Bank Fined, Ordered to Pay Remediation for Bankruptcy Filing Violations

## *News*

The OCC said that as a result of the bank's bankruptcy practices, U.S. Bank "has made or will make approximately \$29 million in remediation to approximately 22,000 account-holders."

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# Fox News Hit With Suit

# **Alleging Racial Discrimination and ‘Plantation-Style Management’**

## ***News***

An expanded lawsuit filed Tuesday accuses Fox News Channel of racial discrimination “that appears more akin to Plantation-style management than a modern-day work environment,” reports the Associated Press.

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# **Hogan Lovells Confirms 2017 Board Appointments**

## ***News***

Hogan Lovells has recently modified its board. Bruce Oakley has been elected to represent The Americas, Leopold von Gerlach has been re-elected to represent Continental Europe representative and Ben Higson will continue to hold the 45 and under seat.

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# **John Rah joins DLA Piper’s Litigation practice in**

# Washington, DC

## *News*

DLA Piper announced that healthcare and life sciences compliance lawyer John Rah has joined the firm's Litigation practice as a partner in Washington, DC.

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## **MD0 Partners to Present on FCPA at SCCE Miami Regional Compliance & Ethics Conference**

### *Event, May 5, 2017*

MD0 Partners will participate at the Society of Corporate Compliance and Ethics (SCCE) Miami Regional Compliance & Ethics Conference on May 5, 2017.