Live Webinar: Using A.I. to Make Sure You're Covered This Summer

Webinar, July 18, 2018, 2 p.m. EDT

LawGeex will present a live webinar titled "How Contract Review Automation Helps Mitigate Risk to Your Organization," on Wednesday, July 18, 2018, at 2 p.m. EDT.

Eliminating the Surprise Factor from Construction Contracts: Tips for Owners and Developers

Insight

On construction projects, owners and developers often are familiar with standard contract language and provisions, but the industry is continually evolving, according to a paper published by Zetlin & De Chiara LLP.

IP Indemnification in

Contracts

Insight

An IP indemnity clause typically includes the obligation to defend against third party IP claims, according to a Morgan Lewis post.

Progress Payments: What to Do When the Money Stops Trickling In

Insight

Faegre Baker Daniels says the contractor should look to its contract with the owner to find answers to two questions: Does the contract require the contractor to take a certain action? And, is payment”clearly due and owning?”

Contracts with Foreign Companies May Require a Rewrite

News

The California Court of Appeal held that parties may not contract around the formal service requirements of the Convention on the Service Abroad of Judicial and Extrajudicial

Documents, commonly referred to as the Hague Service Convention.

Limits to Enforcement of Non-Compete Agreements

Insight

The court found that by preventing the individual from performing any work or services, whether as an employee, consultant or independent contractor, for any competitor, the agreement went beyond the limits of reasonableness, according to Pullman & Comley's Working Together blog.

'Gross Up' Provisions in Office Leases

Insight

Contrary to a tenant's natural reaction, the "gross up" of operating expenses in a multi-tenant office building is neither nefarious nor inappropriate, according to William Hof of Husch Blackwell.

An Arbitrator’s Power May Be Greater Than That of a Judge

Insight

Although an arbitration agreement can be written (double-spaced) on one side of a cocktail napkin, in some cases it may grant greater authority to an arbitrator than a judge has, writes Narges Kakalia of Mintz Levin.

Seventh Circuit Hands Win to Merchants in Data Breach Case

Insight

Data breaches inflict additional costs on financial institutions, leading those institutions to turn to litigation to recoup their losses from merchants, writes Ehren M. Fournier in a post on the website of Schoenberg Finkel Newman & Rosenberg LLC.

Reducing the Cost of Arbitrating Large Complex Cases

Insight

The Streamlined Three-Arbitrator Panel Option allows parties

to utilize a single arbitrator for the preliminary and discovery stages of a case, the AAA explains.

Benefits and Challenges of Robotized Arbitration

Insight

Big data and e-discovery can assist counsel in document management and reduce the risk of human error during discovery, write Winston Maxwell and Gauthier Vannieuwenhuyse of Hogan Lovells.

Contractual Allocation of Intellectual Property Ownership

Insight

Before entering into a business deal where intellectual property rights are implicated, it is usually better for the parties to spell out ownership rather than leave intellectual property ownership to be allocated by default laws, advises Morgan, Lewis & Bockius.

Are Your Employees' Electronically-Signed Agreements Enforceable?

Insight

In several recent cases, employees have disputed that they electronically acknowledged an agreement with their employer," writes Drew York for Gray Reed & McGraw.

Texas Court Holds Drop in Oil Prices is Not Force Majeure

News

Oil and gas operators should be careful to expressly identify any market-based risks that they want to encompass within force majeure provisions, advises Liskow & Lewis.

Webcast: Compliance and Contract Management

Webinar, June 27, 2018, 2 p.m. EDT

Compliance Week will present a webcast titled "Compliance and Contract Management – The Right People, Process & Technology" to highlight effective strategies and considerations to maintain compliance with contractual agreements in the U.S.

and abroad.

Walmart Sues Its Former Head of Tax for Jumping to Amazon

News

Walmart is trying to block Lisa Wadlin, Walmart's senior VP and top tax executive, from taking the Amazon position until May 2020 and bar her from handing over "sensitive business information obtained at Walmart," reports Bloomberg.

Ask and You Shall (Not?) Receive: Retained Acreage Clauses and the Texas Supreme Court

News

Two Texas Supreme Court decisions confirm that retained acreage clauses that vary in language from one instrument to another will likely vary in effect, according to Gray Reed & McGraw's Energy & the Law blog.

Encountering Common Technology Contracts

Insight

Corporate counsel often hire external technology lawyers to review, draft, or negotiate technology contracts such as software licensing agreements because of their ability to identify software licensing issues, resolve complex licensing models, and compare the subject deal to the many other unique technology contract structures to solve problems, according to a blog post by Kirkpatrick Law.

Restrictive Covenants in Non-Compete Agreements: Broader is Not Better

Insight

The opinion demonstrates why it is so important to limit the activities prohibited by a restrictive covenant, as well as the geographic scope and duration, to what is reasonably needed to protect the employer, according to Roetzel & Andress.

The Not-So-Powerful Non-Disclosure Agreement

Insight

There are some methods other than using NDAs to protect one’s business or personal information, advises Marwa Elzankaly of McManis Faulkner.