

# Compliance Training: Effective Enough to Avoid the Headlines?

## *Insight*

NAVEX Global has produced a new ethics and compliance benchmark report that provides key statistics to measure and prove the value of educating employees on the right topics.

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# Once Again, Trump DOJ Busts Convention, Splits Government in High-Profile Employment Case

## *News*

The case of Donald Zarda, a skydiver who claimed his employer violated Title VII when it fired him after finding out he was gay, illustrates how the U.S. Department of Justice and the Equal Opportunity Commission can sometimes operate at cross purposes in litigation.

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# Non-Competition Agreements: Ensuring Enforceability

## *Insight*

A non-competition agreement raises state-law public policy concerns. As a result, states often restrict the scope of non-competition agreements before they will enforce them, warns Mark Koogler in Porter Wright Morris & Arthur's Federal Securities Law Source.

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## Tip #1 for Drafting Executive Employment Agreements: Define "Cause" Broadly

## *Insight*

Bill Wortel of Bryan Cave advises that an executive employment agreement should include a definition of cause that provides the company with flexibility to terminate an executive for legitimate, non-discriminatory business reasons.

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## Labor & Employment PAGA Attorney Joins Blank Rome in

# Los Angeles

## *News*

Blank Rome LLP announces that Laura Reathaford has joined the firm as a partner in the Labor and Employment group in the Los Angeles office.

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## Want to Peek at Your Employee's Email? Be Careful

### *Insight*

Employers should be wary of accessing an employee's web-based email account without permission, writes Clarence Webster III of Bradley Arant Boult Cummings.

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## Michael Best Adds Labor & Employment Lawyer in Milwaukee

### *News*

Bethany McCurdy has recently joined Michael Best's Milwaukee office in the firm's Labor & Employment Practice Group. She will focus her practice on management side employment law.

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# Succession Planning: It's Not Just for Emergencies

*Event, Sept. 7, 2017, 1 p.m. EDT*

The heart of succession planning is identifying and building your future leadership at all levels, according to TrainHR.

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# Indiana Senate Chief of Staff, Legal Counsel Rejoins Barnes & Thornburg

*News*

Jeffrey L. Papa, has rejoined Barnes & Thornburg LLP as a partner in the firm's Labor & Employment Law Department.

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# Akerman Labor & Employment Partners in New York, Denver, Miami, and DC

*News*

Akerman LLP has expanded its Labor & Employment Practice Group

with partners Angela Hart-Edwards in Washington, D.C., Colin Barnacle in Denver, Denise Gavica Perez in Miami and Rory McEvoy in New York.

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## **Workplace Plaintiffs Face Long Odds at Trial, Analytics Data Indicates**

### **News**

The ABA Journal reports that only 1 percent of plaintiffs who file federal job discrimination, harassment and retaliation claims win on the merits at trial, according to an analysis by the Lex Machina legal analytics firm.

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## **After N.F.L. Concussion Settlement, Feeding Frenzy of Lawyers and Lender**

### **News**

Some of the ex-players with severe neurological disorders are cognitively impaired and may not understand the terms used by the lawyers who make the pitches, reports *The New York Times*.

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# Why This Group is Trying to Stop Amazon From Buying Whole Foods

## *News*

Marc Perrone, president of the United Food and Commercial Workers International Union, sees Amazon the way some Rust Belt workers see global trade – as a threat to American jobs, reports *The Washington Post*.

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# Is Your Compliance Training Program Working Hard Enough?

## *Webinar, July 27, 1 p.m. EDT*

Navex Global will present a complimentary webinar outlining the state of compliance training in 2017. The event will be Thursday, July 27, 2017, at 10 a.m. Pacific time/1 p.m. Eastern time.

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# How Weak Are Employee

# Nondisclosure Agreements?

## *Insight*

Drafting and enforcing NDAs is an area rife with risks and traps, warns Gregory W. McClune of Foley & Lardner.

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## Webcast: Emerging Trends And Legal Analytics For Employment Litigation

*Event, July 13, 12 p.m. EDT*

Above the law and Lex Machina will offer an overview of recent developments in employment litigation, including the rise of legal analytics.

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## When Employees Take Workplace Communication Offline

## *Insight*

Employers are obligated to investigate certain discrimination complaints and they are required to prevent retaliation. The problem comes when employers investigate workplace affairs without a worthwhile non-retaliation policy. This article explores the interplay between non-retaliation policies and workplace investigations.

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# Judge Shoots Down eDiscovery Trade Secrets Case

## *News*

Bloomberg Law reports that a federal judge in Manhattan has rejected DTI Global's arguments that a sales team lured away by a competitor had misappropriated key trade secrets.

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# What Would the Perfect Employee Agreement Look Like?

## *Insight*

Bryan K. Wheelock of Harness Dickey has posted an item on the firm's website contemplating what perfection might look like in regard to an employee agreement.

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# Class Action Accuses Steptoe & Johnson of Gender Bias

## *News*

Ji-In Houck of Los Angeles says her starting pay at the firm as a contract attorney was barely half the \$165,000 that inexperienced male lawyers made – though she had experience in

civil litigation.