When Union Contracts And Overtime Law Conflict: Court Provides Balance For Employers

Insight

The case involved an offshore oil worker whose contract called for 12-hour shifts for a week and required him to be on the off platform between shifts.

Negotiating a Labor Contract: Finding the Style that Suits You

Insight

In labor contract negotiations, should you be low key? Should you yell and pound the table?

Longtime Colleagues Reunite to Create Labor & Employment

Section

News

Christie Newkirk and Mark A. Shank have joined Diamond McCarthy LLP in Dallas and created the firm's Labor & Employment Law Section.

United Airlines Loses Challenge to Union Drive

News

Bloomberg reports that a vote on unionization by 2,700 United Airlines in-flight catering workers can proceed over the company's objections, the general counsel of the National Mediation Board ruled.

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3 Ways Trump's Supreme Court Pick Could Transform U.S. Labor Law

News

Experts contacted by *The Washington Post* said the court's opposition to organized labor's priorities are likely to intensify if Kavanaugh is confirmed,

Supreme Court Deals Big Setback to Public Unions

News

The 5-to-4 decision overturned a 40-year-old precedent and said that compelling such fees was a violation of workers' free speech rights, reports *The Washington Post*.

Supreme Court Poised to Rule on Trump Travel Ban, Union Fees, Other Cases

News

The U.S. Supreme Court is heading toward the end of its current term, and remaining cases include the Trump travel ban, union fees, and regulations on Christian-based anti-abortion centers.

Littler Survey: Employers

Reeling from Regulatory Shifts, New Forces Impacting Workplace

Insight

Littler's seventh annual survey of more than 1,100 employers reveals how companies are responding to rapid social and political changes.

Federal Court Dismisses Non-Compete Claim Based on Facially Overbroad Activity Restraint

Insight

The covenant restricted the employee from taking any position with another company that engaged in the same business as the employer.

Collective Bargaining

Agreements Must be Interpreted According to ‘Ordinary Principles of Contract Law’

News

Lower courts found in favor of retirees in the dispute over union retiree health benefits, but the U.S. Supreme Court reversed.

Ruling on Union Pensions Could Affect Hundreds of Companies

News

The case arose when Just Born announced three years ago that it would no longer enroll new employees in the multi-employer pension it had participated in for decades and would instead divert money into a 401(k) plan for those workers.

Trump Labor Board Member

Forgot About Conflict of Interest, Watchdog Says

News

National Labor Relations Board Member William Emanuel violated a White House ethics pledge by participating in a closely watched case involving his former law firm, the NLRB's inspector general concluded in a report obtained by Bloomberg Law.

Former Jones Day Attorney Tapped For Position at the EEOC

News

The top litigator position at the Equal Employment Opportunity Commission has been vacant since December of 2016.

Trump Labor Board Scrambles to Avoid Pro-Worker Ruling, Lawyers Claim

News

If the workers win at trial, the case could have a profound

effect on how major corporations are held liable for workplace wrongdoing, Bloomberg reports.

Workplace Monitoring Gets Personal, and Employees Fear It’s Too Close for Comfort. They’re Right.

News

The *Chicago Tribune* speculates that employers could even provide Fitbits or another portable health monitor as part of a corporate wellness program. Can the personal data gleaned be used to alter, or deny, access to employer-provided insurance plans?

Collection of Employee Biometric Data: Privacy and Compliance Issues

Insight

A post on the Fisher Phillips website discusses the privacy concerns for employees and the compliance issues for employers related to collection of biometric data.

Morgan Lewis Scolded for Possible Conflict in Hotel Wage Case

News

Bloomberg Law reports that a judge concluded that Morgan Lewis "plainly violated" California attorney professional conduct rules by representing "both sides of the case" in a hotel workers' class action suit.

Tackett Redux: Ordinary Principles of Contract Interpretation Mean No Inference of Vesting

News

The ruling again rejected the Sixth Circuit's inference from silence that CBAs vested retiree benefits for life, reports Proskauer Rose.

Conflict of Interest Causes NLRB to Vacate Pro-Corporation Ruling

News

The NLRB threw out its most important ruling of 2017 – a 3-2 victory for major U.S. corporations – following an internal agency report that found that a potential conflict-of-interest had tainted the vote.

For the Third Time, Supreme Court to Hear Mandatory Union Dues Arguments

News

The case, appealed by an employee of the state of Illinois, comes after the U.S. Court of Appeals for the 7th Circuit rejected his argument that the agency fee violated his rights under the First Amendment.