WWE Hall of Famer Sues ‘Call of Duty’ Publishers, Alleges Copyright Infringement

News

Booker T. Huffman has filed a copyright infringement suit against the publishers of the video game franchise “Call of Duty,” claiming its character “Prophet” is too similar to the “G.I. Bro” comic book action hero character he created.

Opioid Epidemic Lawsuits Take Strategy from Epic Big Tobacco Litigation

Insight

Trial lawyers are demanding that manufacturers and companies along the prescription drug supply chain pay sweeping economic penalties for damages caused by opioid drugs.

Courtroom Reference Book ‘On the Jury Trial’ Tops UNT

Press’ Best-Sellers List

News

Upon its release, “On the Jury Trial: Principles and Practice for Effective Advocacy,” vaulted to the top of University of North Texas Press’ best-sellers list.

Hunton Andrews Kurth Acted ‘Poorly’ But Not Disqualified Over Privileged Documents

News

Hunton Andrews Kurth attorneys won’t be disqualified from an insurance law case where they received 10 inadvertently produced, privileged documents, a Florida district court ruled recently, according to Bloomberg Law.

Former Football Players Ran Out of Time to Sue NFL, 9th Circuit Says

News

The players failed to explain adequately why they lacked the essential knowledge to file their lawsuit within the four-year statute of limitations.

Limiting Exposure With a Limitation of Liability Clause

News

Where sophisticated parties have bargained for a limitation of liability clause in an arms-length transaction, courts are likely going to enforce that clause to limit the damages that may be recovered.

Overbroad Geographic Restriction Dooms Covenant Not to Compete

Insight

The reach of the geographic restriction in the convenant should extend only as far as the employee’s geographic activities extend.

Fired Hershey IP Attorney Sues Alleging Race, Age, Sex Bias

News

The 52-year-old former senior counsel for global intellectual property at Hershey Co., has sued his ex-employer, claiming he was replaced with a younger, black, female lawyer in a case of race, age and sex bias.

Webcast: 6 Important Considerations When Using Office 365 for E-Discovery

Webinar, Feb. 20, 2019

Exterro will present a complimentary webinar examining how legal professionals are using O365 in tandem with their own e-discovery software to create a streamlined, comprehensive e-discovery program.

Safety Questions Arise After

Multiple Vape Pen Explosions

News

According to a study published by Tobacco Control, more than 2,000 vape pen explosions and burn injuries occurred in the U.S. between 2015-17.

The Trump Supreme Court Contingency Plan

News

The four candidates under most serious consideration are all appeals-courts judges who were placed on the bench by Trump.

Google Fails to Get IP Suit Transferred Out of Plaintiff-Friendly East Texas

News

Google said the case should be transferred because the presence of its servers in the district doesn’t amount to a regular and established place of business under the patent venue statute.

BigLaw Partner Files $20M Suit Claiming Rape By Bartender

News

The ABA Journal reports that a partner at a large international law firm in Houston has filed a $20 million suit claiming a bartender at Brennan's of Houston spiked her drink with a drug and later raped her at her home.

IADC's First 2019 DCJ Covers Civil Procedure, Bankruptcy Trust Reform and Employment

News

The IADC's first quarter 2019 DCJ is available for free and without a subscription via the IADC's website.

Fifth Circuit Suggests Claims

for Make-Whole Amounts Should Be Disallowed

Insight

The decision makes the Fifth Circuit unattractive to unsecured or undersecured lenders asserting claims for make-whole payments and default rate postpetition interest, Jones Day reports.

Texas Court Addresses Bad Acts in an Oil-Patch Lease Play

Insight

Was a partnership formed by a letter agreement, a participation agreement and the actions of the parties?

Trade Secrets Take Center Stage, and Contracts Play a Lead Role

Insight

Breach-of-contract claims frequently have appeared alongside trade secret claims in lawsuits over the years and often

materially impacted the results, according to Skadden Arps.

Judge in Yahoo Data Breach Case Criticizes ‘Unreasonably High’ Attorney Fees

News

Class counsel failed to explain why it took 32 law firms to do the work in the case, U.S. District Judge Lucy Koh said.

Bionpharma Fails to Get Rival’s GC Disqualified in Supply Spat

News

Bloomberg Law reports that Generic drug distributor P&L Development LLC’s general counsel and an outside firm may continue to represent P&L in its breach-of-contract and fraud suit against Bionpharma Inc., a federal court in North Carolina ruled.

Seventh Circuit: Class Arbitration is for Courts to Decide, Not Arbitrators

Insight

A post on the Carlton Fields website updates the latest ruling in a class action alleging violation of the Fair Labor Standards Act and breach of contract.