Lawyer Pleads Guilty to Setting Copyright-Trolling Traps for Downloaders

News

One of the two attorneys behind the notorious Prenda Law copyright factory has admitted extracting more than $6 million from internet users by accusing them of illegally downloading porn, reports *Forbes*.

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9 New E-Discovery Case Law Summaries

Insight

Zapproved has published its new E-Discovery Case Law Summaries: 2017 Winter volume, covering the latest trends in applying the new Federal Rules of Civil Procedure to address cases involving preservation and discovery missteps.

Trump Seen as Supportive of Business-Backed Litigation

Bills

News

An example is legislation calling for business-backed litigation measures, colloquially known as “tort reform,” reports Bloomberg BNA.

Gorsuch Often Sided With Employers in Workers’ Rights Cases

News

Worker’s rights opinions written by Judge Neil Gorsuch, President Donald Trump’s pick for the Supreme Court, are often sympathetic but coldly pragmatic, and they’re usually in the employer’s favor, according to a review conducted by the Associated Press.

Chesapeake Energy and McClendon Estate Reach Settlement

News

The deal calls for Chesapeake to pay $3.25 million in legal fees and drop claims for $445 million related to data

McClendon took from the company when he was fired in April 2013, reports *The Oklahoman*.

Older Judges and Vacant Seats Give Trump Huge Power to Shape American Courts

News

President Trump could soon find himself responsible for appointing a greater share of federal court judges than any first-term president in 40 years, according to a report in *The New York Times*.

Federal Appeals Court Sides With Physicians in ‘Docs vs. Glocks’ Case

News

The 11th U.S. Circuit Court of Appeals ruled Thursday that Florida’s so-called “Docs and Glocks” law, which prohibited doctors from asking patients about guns in the home, violated a physician’s free speech rights, reports *The Atlanta Journal-Constitution*.

Doctor Guilty of Felony for Botched Surgery; Prosecutors Said His Hands Were Deadly Weapons

News

Christopher Duntsch of Colorado has been in jail since his arrest in July 2015, charged with five aggravated assault charges after four of his patients were maimed and two died, reports *The Dallas Morning News*.

Data Processing Benchmark Report Reveals the Next Big Trends

Insight

Zapproved's 2017 In-House E-Discovery Data Processing Benchmark Report reveals participant satisfaction with data processing speed, cost, ease of use, security and risk reduction.

Court Finds Contract and Arbitration Clause Unenforceable Due to Fraud in the Inception

News

The court cited a California Court of Appeals decision for the proposition that it was enough that defendants, as the party drafting the contract, drafted the contract "'in such a way as to not apprise' the other party of its intentions."

Mark Lanier Named Trial Lawyer of the Year by National Trial Lawyers Group

News

National Trial Lawyers named Mark Lanier its Trial Lawyer of the Year and recognized Lanier's as being among the Top 25 most influential litigation firms in the United States.

Federal Judges Survey:

Featured E-Discovery Case Law Report

Insight

For the third consecutive year, federal judges do not feel the typical attorney has the required knowledge to be effectively counseling clients on e-discovery matters, according to Exterro's Third Annual Judges Surve

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Neil Gorsuch: Scalia's Views Mixed With Kennedy's Style

News

Gorsuch may be more conservative than Kennedy when it comes to expanding individual rights, but he seems to lack Scalia's fervor for overturning liberal precedents from decades past, according to *The Los Angeles Times*.

Recovery of Contractual Attorneys' Fees for Tort and Contract Claims

Insight

Low, Ball & Lynch discusses a case in which the California Court of Appeal addresses whether attorneys' fees can be

awarded when a plaintiff alleges both tort and contract causes of action and dismisses the entire complaint before trial.

When an Arbitration Clause Sounds Permissive But Is Not: Does ‘May’ Really Mean ‘Must’?

Insight

Narges Kakalia of Mintz, Levin, Cohn, Ferris, Glovsky and Popeo asks and then answers some pointed questions about arbitration in an article on the firm’s ADR Advice website.

Painful Verdicts for Johnson & Johnson

News

The Lanier Law Firm said these verdicts marked the second and third bellwether trials among thousands of similar lawsuits nationwide that have been consolidated in multidistrict litigation in the U.S. District Court for the Northern District of Texas.

Trump Pays $25 Million to Settle Trump University Litigation

News

Politico reports that Trump University transferred the funds Tuesday night, providing enough money pay back about half of the funds paid by students for the seminars.

Early Investigative Mistakes that Destroy the Privilege

Insight

It is imperative that individuals advising or conducting workplace investigations think about the way their actions will preserve or destroy the privilege at each step of the process, according to a report published by Lynch Service Company.

Trial Lawyer Jay Old Joins

Texas-based Hicks Thomas LLP

News

Veteran trial lawyer Jay Old has joined commercial litigation firm Hicks Thomas LLP where he will continue to represent construction, insurance, petrochemical and health care companies as part of his client portfolio.

Trump Beats Libel Lawsuit Over Tweets Directed at Political Strategist

News

A New York judge on Tuesday has dismissed a defamation suit brought by a political strategist against Donald Trump, reports *The Hollywood Reporter*.