

Court Won't Enjoin Physician Who Breached Non-Compete and Consented to Injunction

A physician signed a non-compete covenant, agreed to be enjoined if he breached, and allegedly did breach. But when his former employer asked a Providence, Rhode Island Superior Court judge to enter an injunction, the judge refused to prevent patients from being treated by a doctor of their own choosing, reports **Paul E. Freehling** of Seyfarth Shaw on the firm's **Trading Secrets blog**.

The case involved a physician employed by a provider of health care services principally to nursing home residents. He signed an employment agreement with a non-competition covenant but several years later, he left the employer but continued treating its clients. The company sued him and sought an order preventing him from competing with the provider. The judge ruled, however, that the requested order would violate Rhode Island public policy.

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