5 Tips for a Fair Business Contract Agreement

Insight

Drafting a business agreement and documenting it is very important to secure the deal that you will be conducting.

The Rise of Disruptionware and High-Impact Ransomware Attacks

Insight

The FBI’s PSA serves as a warning to businesses that they should have a plan in place to respond efficiently and appropriately in the event of high impact ransomware and disruptionware attacks.

Words & Actions Can Bind You Beyond The Terms of a Previously Agreed Upon

Subcontract Agreement

Insight

Based on the additional work performed, CET submitted numerous unpaid change orders and brought this action against STI and Macy's, alleging that it was owed over a million dollars for the project.

Does Your Contract Protect You from 'Gross Negligence'?

Insight

Even with a specific clause in your contract stating you are not liable for gross negligence, it is not legally enforceable and might result in the entire contract being deemed invalid by a judge

---

Arbitration Agreement Invalidated; It Was Not Explained To The Patient

Insight

The arbitration agreement stated that his signature was not a precondition to treatment, and that he could cancel it within 5 days; however, he was not provided a copy of the arbitration

agreement.

Legal Funding Impacts Taxes, On Funding & Later Settlement

Insight

Lawyers and clients may want to lay off some of the risk of a case on someone else, and the litigation finance industry generally offers non-recourse money.

The Sandbagging Conundrum Explained

Insight

There is perhaps no more consistently vexing problem for transactional attorneys on opposite sides than figuring out a fair contractual resolution for “sandbagging” issues.

Tightening Up Contracts in a

Hardening Insurance Market

Insight

Jason Reeves and Helen Campbell of Zelle LLP offer some advice on commercial property insurance contracts in the firm's Articles.

"Thou Shalt Not" – Interpreting Morals Clauses in the #MeToo Era

Insights

The value of entertainment and advertising properties is often highly dependent on the talent that is featured in them, talent contracts frequently include morals clauses that give producers the right to terminate the contract (and seek other remedies) when talent engages in conduct that prevents producers from fully exploiting the property.

Defining "Material"—What Matter Will Matter?

Insights

"Material" is one of those English words that has many meanings depending on the context.

Last, but NOT Least: Why You Should Take a Closer Look at Your Next Indemnification Clause

Insights

Indemnification clauses are arguably the most important part of an agreement when an accident or dispute arises on a project.

Do Companies Need a Written Security Information Plan?

Insights

A successful defense will depend on the ability of the breached business to establish that it implemented and maintained reasonable security procedures and practices.

Hiring? Being Hired?

Uncovering the Fine Print.

Insights

Limitations of liability clauses in AI contracts are particularly important given the unsettled nature of the law in this area.

Limitations of Liability in Artificial Intelligence Contracts

Insights

Limitations of liability clauses in AI contracts are particularly important given the unsettled nature of the law in this area.

Another ‘Unsigned Agreement’ Held Enforceable Where the Parties Intended to be Bound, Despite Not Signing

News

Written agreements without the “not bound until signed or executed” clause is risky business, James W. Wicks of Farrell

Fritz writes.

Wave Goodbye to Unenforceable Mineral Lien Waivers

Insight

A post on the Gray Reed website covers an opinion that will have profound impacts on mineral liens and contractual provisions purporting to waive mineral liens.

Don’t Forget the Sneaky Hidden Data: Best Practices for Managing Data Stored on Copiers/Machines

Insight

Sneaky data can be the most lethal to any corporate entity, therefore organizations must treat copiers as other smart technology.

---

23 Tips for Drafting Employment Arbitration Agreements

Insight

Careful drafting of employment arbitration agreements due to the U.S. Supreme Court's decision affecting an employer's ability to enforce such agreements.

Physician Non-Compete Agreements Present Challenges, Potential Controversy

Insight

The key question when it comes to physician non-compete provisions is when do such provisions become unreasonable?

Does a No-Damage-for-Delay Clause Also Preclude

Acceleration Damages?

News

Courts are split as to whether damages for a contractor’s “acceleration” efforts are distinguishable from “delay” damages such that they may be recovered under an enforceable no-damage-for-delay clause.