



Litigation, Arbitration and Investigations

DLA Piper's lawyers are skilled in litigation, arbitration, investigations and ADR and will deploy that experience to help you devise the best strategies.

We have the local knowledge to apply the regulatory, economic, political and cultural context to legal issues and develop case strategies. We regularly handle technically challenging and complex multi-jurisdictional matters. Our global reach allows us to provide you with fully integrated teams and consistent quality wherever you do business. We work with you to manage potential risk and implement the most effective solutions to reduce costly escalation. We aim to solve complex business disputes as swiftly and effectively as possible and provide solutions which are aligned with your business objectives.

DLA Piper's global team of disputes and regulatory lawyers is the largest dedicated disputes practice globally as recognized by *The Lawyer's Top 50 Litigation* survey.

In an environment where regulation and its enforcement will only increase, we recognize that effective compliance and avoidance of regulatory intervention are business critical issues.

Globalization of world markets has brought limitless commercial opportunities. However, it has also increased the potential for legal liability by exposing corporations around the world to financial and reputational risk across multiple jurisdictions. Mitigation of those risks requires early engagement with experienced lawyers who understand the cultural as well as the legal and regulatory landscapes but who will also drive relentlessly to deliver results for their clients when a dispute or regulatory intervention is unavoidable.

CAPABILITIES

We manage every type of dispute or contentious problem, quickly marshalling national and international teams.

- Antitrust and competition
- Banking and finance litigation
- Class Actions
- Contentious M&A
- Commercial contract disputes
- Cross-border litigation
- Employment litigation and dispute resolution
- Energy disputes

KEY CONTACTS

James M. Brogan

Partner
Philadelphia
T: +1 215 656 3350
james.brogan@dlapiper.com

Jean-Pierre Douglas-Henry

Partner
London
T: +44 (0)207 153
7373
JP.DouglasHenry@dlapiper.cc

RELATED SERVICES

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- Product Liability, Mass Torts and Product Stewardship
- Public international law
- Administrative law
- Real estate litigation and planning disputes
- Securities and enforcement litigation
- Tax disputes
- White collar and corporate crime

- Insurance
- Life Sciences
- Industrials
- Technology
- Infrastructure, Construction and Transport

INSIGHTS

Publications

10 tips for safeguarding privileged communications in a remote work world

13 April 2021

Many of these technologies are so new that they are not yet the subject of case law.

US Supreme Court clarifies scope of specific personal jurisdiction over corporations: *Ford Motor Co. v. Montana Eighth Judicial District*

12 April 2021

The decision resolves confusion in the lower courts.

Food and Beverage News and Trends

9 April 2021

FOOD AND BEVERAGE NEWS AND TRENDS

Bill aims to change regulatory and tax treatment of kombucha, plus what are "processed" foods anyway?

Paris Court of Appeal finds PCA lacked power to intervene in OIC investor-state arbitration

6 April 2021

The decision of the Paris Court of Appeal casts uncertainty on arbitrations under the OIC Agreement for which the PCA Secretary-General has agreed to act as appointing authority.

Understanding securities enforcement

7 April 2021

Addressing the basics that matter in the course of a securities investigation.

eSignature and ePayment News and Trends

2 April 2021

[ESIGNATURE AND EPAYMENT NEWS AND TRENDS](#)

Continuing the digital transformation into 2021.

Preliminary injunction granted in Cal Chamber lawsuit concerning acrylamide Prop 65 warning

1 April 2021

California's Eastern District federal court found that Prop 65's acrylamide warning requirement was likely unconstitutional and preliminarily enjoined new lawsuits alleging failure to warn for acrylamide exposure in food and beverages.

China's Expanding Economic Sanctions Regime

31 March 2021

On March 22, 2021, the European Union (EU) and the governments of the US, Canada, and the UK concurrently imposed sanctions on individual Chinese officials and a Chinese entity based on findings of human rights violations in Xinjiang.

Representing individuals in interviews – the US perspective

30 March 2021

Determining whether to consent to an interview, and any interview itself, can be pivotal.

Human Rights Due Diligence Legislation in Europe – Implications for Supply Chains to India and South Asia

26 March 2021

For several decades, there have been increasing demands that multinational corporations should strive to increase the positive effects of their activities and minimize their negative impact in India and South Asia.

US Supreme Court to decide whether 28 U.S.C. § 1782 includes international arbitration

24 March 2021

The intervention is likely to provide much-needed clarity.

Court dismisses class action against cryptocurrency exchange: A review of the holding in *Holsworth v. BProtocol Foundation*

22 March 2021

The court issued a terse three-page opinion dismissing the case on multiple grounds.

Away with anonymous shell companies for good?

12 March 2021

On 24 February 2021, Transparency International submitted a global petition to the UN General Assembly preparing for the United Nation's first ever Special Session against Corruption, UNGASS 2021, which will take place in June 2021.

Reform to the Electric Industry Law: a new risk for energy projects in Mexico

10 March 2021

Foreign investors involved in energy projects in Mexico may wish to consider their rights and potential remedies under applicable investment treaties.

California Prop 65: OEHHA proposes changing popular short-form warning

3 February 2021

Businesses selling products in California that utilize short-form Proposition 65 warnings may have to be re-label yet again or risk enforcement actions.

eSignature and ePayment News and Trends

26 February 2021

[**ESIGNATURE AND EPAYMENT NEWS AND TRENDS**](#)

How legislatures and regulators endorse the movement towards digital transformation.

Attorney General Insights podcast with Pennsylvania Attorney General Josh Shapiro

24 February 2021

[**ATTORNEY GENERAL INSIGHTS PODCAST**](#)

DLA Piper partner and former Delaware Attorney General Matt Denn interviews Pennsylvania Attorney General Josh Shapiro.

Selling the company: A practical guide for directors and officers

23 February 2021

Announcing our new publication.

Expectations for white collar enforcement under the Biden Administration

18 February 2021

Six key areas where the Biden Administration may focus its enforcement efforts.

Protection provided for *bona fide* purchaser for value without notice in transaction involving First Nation lands

12 February 2021

Courts have long protected the interests of *bona fide* purchasers for value without notice in land transactions. However, seeking this protection can become far more complicated in land transactions where First Nations communities assert an interest and where such lands are held in trust. Despite these complexities, a recent decision from the Alberta Court of Queen's Bench has confirmed that the interests of a *bona fide* purchaser for value without notice of a breach of trust should be protected.

Corruption Perceptions Index 2020 - a regional perspective

11 February 2021

Last week Transparency International launched the 2020 edition of its Corruption Perceptions Index (CPI), which ranks 180 countries and territories by their perceived levels of public sector corruption, according to experts and business people, using a scale of zero to 100 (100 being very clean and zero being highly corrupt).

Defensible deletion: The proof is in the planning

5 February 2021

A framework for making defensible deletion an attainable goal.

Disputes, Issue 2

28 January 2021

DISPUTES

In this issue, we look at the split among the federal circuits over what it means to "exceed authorized access" in violation of the Computer Fraud and Abuse Act; the ways in which the federal courts apply the Supreme Court's recent limitations on equitable disgorgement; ways to mitigate liability risk in unauthorized financial transfers; considerations for employers as they develop policies regarding use of cannabis in their workforce; and the critical importance of escalation protocols in corporate whistleblower programs.

No firing for lighting up? Cannabis in the workplace

28 January 2021

Appropriately addressing cannabis usage in the workplace while navigating anti-discrimination protections for workers.

Six months after *Liu*: The SEC and disgorgement

28 January 2021

In the wake of *Liu*, several open questions are only now starting to work their way through the courts.

Supreme Court dives into circuit split over the Computer Fraud and Abuse Act

28 January 2021

What does it mean to "exceed authorized access" to an Internet-connected device?

The missing link in whistleblower programs – the escalation protocols

28 January 2021

A fixed set of escalation protocols helps ensure that a whistleblower program functions efficiently.

Trial attorney Buffy Mims joins DLA Piper in Washington, DC

28 January 2021

Buffy Mims has joined DLA Piper's Litigation and Regulatory practice as a partner in Washington, DC.

Unauthorized financial transaction fraud: Mitigating liability risks

28 January 2021

Prudent financial institutions are seeking to protect themselves against liability for third-party fraud and accountholder carelessness.

Germany Foreign Direct Investment (FDI) Control: Massive Extension of Scope

25 January 2021

For the forth time within one year, Germany will broaden the reach of its foreign direct investment control system.

SCOTUS suggests expansive reach of "Bridgegate" ruling in directing Second Circuit to reconsider insider trading convictions

14 January 2021

Yet another example of the Supreme Court's continuing effort to trim the government's overly expansive theories of criminal liability in certain cases under the federal fraud statutes.

Supporting the health of your health system

4 January 2021

Helping you tend to healthcare system wellness throughout the business life cycle.

Boardroom Brexit: What the deal means for dispute resolution

31 December 2020

[BOARDROOM BREXIT](#)

This was one of the most contentious areas in the negotiations as both sides wanted assurances that the other party would honour the commitments contained in the TCA in the future.

Boardroom Brexit: What the deal means for state aid and competition

31 December 2020

[BOARDROOM BREXIT](#)

EU state aid law applies to assistance from state resources that is selective in its application and that has a potential effect on trade between EU member states and competition.

The Pharmaceutical Corner

22 December 2020

A precedential decision with potentially far-reaching impacts for future Hatch-Waxman litigation and generic-product launches.

Cyberfrauds and Cyberattacks: Remote Working Posing Increased Risks and How to Stay Protected

14 December 2020

Cybercriminals are becoming more sophisticated in the ways they facilitate cyberfrauds, with the increasing use of personalised messages on instant messaging platforms such as WeChat or WhatsApp and socially engineered phishing emails to deceive recipients to transfer funds, disclose sensitive information or click on malicious links.

Navigating risk and compliance in government contracts M&A

14 December 2020

Webinar now available: government contracts and pre-closing diligence.

REACH 2.0 – New EU Chemicals Strategy for Sustainability

10 December 2020

Chemicals are omnipresent in our everyday life and play a fundamental role as building blocks in technologies, materials and products. However, chemicals with hazardous components can also cause damage to human and animal health and the environment.

Practical Compliance

8 December 2020

[PRACTICAL COMPLIANCE](#)

Q4 2020: Spotlight on real estate COVID-19 compliance.

China's First Measures Under New Export Control Law Target Encryption Products

7 December 2020

China's new Export Control Law took effect on December 1, 2020. The next day, the Ministry of Commerce, together with the State Cryptography Administration and the General Administration of Customs, released a circular that includes the first list of products and technologies focusing on commercial encryption products and technologies.

Applying two principles of Islamic finance to create meaningful ESG initiatives

2 December 2020

Environmental, social and governance matters are a burgeoning issue on the agenda for businesses, governments and individuals alike. Companies are under increasing pressure to shift their focus from maximising profits and shareholder value to maximising value for all stakeholders.

Ireland - Global bribery offenses guide

1 December 2020

CMS, OIG finalize Stark and AKS overhaul – paving the way for value-based care

25 November 2020

We highlight some of the most important ways in which HHS followed through on its ideas from 2019, as well as the instances where they pivoted in reaction to public comments.

Minimum standards along the supply chain - Effects of the supply chain law on German companies

12 November 2020

For internationally operating companies, new demands on their international supply chains are coming into focus. In Germany, the political debate concerning a so-called supply chain law is taking shape. A first draft is expected within the next few months. At the same time, the introduction of a similar set of rules and regulations at EU level is being discussed; a decision on this matter is expected in 2021. Other European countries such as the Netherlands and the United Kingdom have already introduced corresponding legislation.

Current trends in investor state disputes in the telecommunications sector

9 November 2020

The telecommunications sector is one of the fastest growing sectors globally, and has played a critical role during the on-going Covid-19 pandemic in keeping the world interconnected. The high levels of activity in this sector have given rise to a corresponding increase in telecoms-related #disputes, including under investment treaties.

The Law Commission's review of the law on digital assets and smart contracts:

9 November 2020

On 21 September 2020, the Law Commission announced that it had begun work on two projects aimed at ensuring that "English law can accommodate two emerging technologies that could revolutionise commerce: smart contracts and digital assets."

A timely intervention: A drafter's perspective on the Protocol on Virtual Hearings in Africa

4 November 2020

[AFRICA CONNECTED](#)

[VIRTUAL HEARINGS](#)

Concerned about the effects if the COVID-19 pandemic on Africa's dispute resolution landscape, the Association of Young Arbitrators (AYA), bringing together arbitration practitioners in Africa under 40 years of age, launched its Protocol on Virtual Hearings in Africa (the Protocol) in April 2020.

Africa Connected: COVID-19 and the evolution of dispute resolution

4 November 2020

[AFRICA CONNECTED](#)

ISSUE 5

COVID-19 and the evolution of dispute resolution in Africa is the theme of this edition of Africa Connected. We have articles on issues ranging from third party funding and its implications in African disputes, to the use of virtual hearing platforms across the continent. Jurisdiction-specific articles cover how the pandemic has affected legal practitioners - and the court system - in Burundi, Kenya, Nigeria and Tanzania.

Africa rising: Virtual hearings in international arbitration

4 November 2020

[AFRICA CONNECTED](#)

Before the COVID-19 pandemic, the legal community was dabbling in the use of virtual hearings in certain parts of the world. However, the imposition of national lockdowns, strict social distancing measures and travel restrictions has forced lawyers to move away from the comfort of traditional, in-person hearings, towards new-age virtual hearings held on electronic platforms.

COVID-19: The effects on dispute resolution in Nigeria

4 November 2020

[AFRICA CONNECTED](#)

Limited hearings, long adjournments, and restricted access to the courtrooms are some of the major effects of the COVID-19 pandemic on the delivery of justice in Nigeria. These issues have changed judges' and lawyers' attitudes towards the use of technology.

Civil lawsuits in Burundi during COVID-19

4 November 2020

[AFRICA CONNECTED](#)

The outbreak of the COVID-19 pandemic is unprecedented. COVID-19 has spread worldwide, and the Republic of Burundi has adopted preventive measures that have affected institutions' activities in different ways.

Embracing electronic court case management systems: Lessons from the Kenyan experience during COVID-19

4 November 2020

[AFRICA CONNECTED](#)

The Kenyan court system is anchored in common law, which is characterized by paper-based procedures and physical court appearances. The disruptions caused by the COVID-19 pandemic have shaken the very foundation of the system, forcing the judiciary to come up with measures to mitigate the effects and assure litigants of their right to a fair trial and access to courts.

Litigation funding in Africa: Maximizing opportunities

4 November 2020

[AFRICA CONNECTED](#)

The measures implemented by governments in response to COVID-19, coupled with the rapid economic downturn and ongoing uncertainty arising from the pandemic, have created the perfect storm. The outlook may seem bleak, but third-party funding offers

a ray of hope for beleaguered boardrooms looking to maximize cashflow in this unpredictable period.

Opportunities of big data in law

4 November 2020

AFRICA CONNECTED

Across many industries, big data is being used to drive more informed and better decision-making. But despite the willingness to adopt new technologies, Africa has been slow to tap into its benefits.

Technology and the future of dispute resolution

4 November 2020

AFRICA CONNECTED

Technology affects the way we interact with one another, including regarding dispute resolution: it either generates new kinds of disputes which arise out of the new capabilities it offers, or it can help in the resolution of disputes. In this article we focus on how technology can assist in the resolution of disputes and how it can be leveraged in terms of promptness and efficiency.

The time is now for continental unity in African dispute settlement

4 November 2020

AFRICA CONNECTED

Africa is on the cusp of what could be a break in a decades-long cycle of poverty and economic shortcomings. Whether this cycle will be broken depends on the ability of African nations to put in place policies that attract and protect foreign and intra-African investment.

Zimbabwean courts: Catching up to the future

4 November 2020

AFRICA CONNECTED

The COVID-19 pandemic has caused a global shift in the way people work all over the world. There has been greater emphasis on virtual working, putting immense pressure on countries that were not prepared to shift to working virtually in important areas of the economy, with a big spotlight being on the courts.

Assessing ESG factors in the energy sector

27 October 2020

ESG HANDBOOKS AND GUIDES

A reference tool for energy companies as they discuss and refine their ESG programs.

Americas Arbitration Roundup

26 October 2020

In this first edition of *Americas Arbitration Roundup*, our thought leaders across the region provide updates on recent key developments in international arbitration in the Americas.

Argentina: The year in review

26 October 2020

The last year has been a time of significant change in Argentina, including for international arbitration.

Brazil: Will COVID-19 mean more arbitrations against public entities?

26 October 2020

Recent legislative initiatives have created greater certainty for potential and existing parties looking to do business with Brazilian states or their instrumentalities.

Canada: Third-party litigation funding, enforcement of arbitral awards, admissibility of fresh evidence during court review

26 October 2020

Three recent decisions.

Chile: Drafting arbitration clauses in international contracts – practical aspects

26 October 2020

International arbitration has expanded considerably in recent years in Chile.

Peru: Top developments in international arbitration

26 October 2020

Major arbitration-related developments and cases recently decided in Peru.

Puerto Rico: Legal and practical aspects of international arbitration

26 October 2020

Parties benefit from this legal framework to solve their disputes when conducting business in Puerto Rico.

Replacing NAFTA: What the USMCA means for the future of North American trade and investment – a Q&A

26 October 2020

Contributors from the US, Mexico and Canada discuss several key considerations.

US: Four significant developments in arbitration case law

26 October 2020

US-style discovery; compelling arbitration on the basis of equitable estoppel; class-wide arbitration when the arbitration agreement is ambiguous; ongoing use of the US DDCC for ICSID award enforcement.

USMCA investor-state dispute settlement provisions: Key differences for Mexico

26 October 2020

For ISDS claims, only after the local litigation requirement is fulfilled or 30 months have elapsed may certain substantive claims be brought against a state.

Vaping and COVID-19: Plausibility and causality

26 October 2020

In a courtroom, assertions must be analyzed in the context of tort law.

Venezuela: Recent, significant commercial arbitration developments include several Supreme Tribunal cases

26 October 2020

Recent significant developments in Venezuela's arbitration landscape.

China's New Export Control Law

19 October 2020

On October 17, 2020, the Standing Committee of China's National People's Congress passed the Export Control Law (the ECL), which will take effect on December 1, 2020. The ECL establishes China's first comprehensive framework for restricting exports of military and dual-use products and technology for national security and public policy reasons.

Germany's New Foreign Direct Investments (FDI) Act took effect on 11 October 2020

19 October 2020

In addition to the intended amendments to the Foreign Trade and Payments Act Germany's Federal Government on 20 May 2020 has decided on a bill that broadens the scope and the scrutiny with regard to foreign investments.

Unpacking the DOJ's cryptocurrency guidance: Enforcement priorities and industry implications

15 October 2020

A warning to offshore cryptocurrency exchanges and other money services businesses operating outside of the reach of US authorities.

California legislation and recent stockholder derivative suits push for more board diversity

7 October 2020

California's latest diversity law follows a new wave of shareholder derivative actions attacking the lack of racial diversity in corporate leadership.

Seventh Circuit prohibits § 1782 discovery in international commercial arbitration

6 October 2020

The decision further cements a circuit split on the issue, making it a likely candidate for resolution by the Supreme Court.

The gathering storm: COVID-19-related disputes in the financial services sector – A transatlantic perspective

5 October 2020

COVID-19 has caused the largest shock to the global economy in living memory. Whilst economic uncertainty, financial distress and market turmoil usually trigger increased levels of commercial litigation, the extreme conditions created by COVID-19 have primed the landscape for a pan-sector surge in financial services-related disputes.

Constitutional challenges to inter partes review – *Arthrex, Inc. v. Smith & Nephew, Inc.*

30 September 2020

This Appointments Clause challenge to the IPR process appears to have staying power.

The Pharmaceutical Corner

30 September 2020

In this inaugural column, we look at the implications of IPR and PGR proceedings in Hatch Waxman litigation.

Online Arbitration Hearings: A review of key developments in response to COVID-19

28 September 2020

[VIRTUAL HEARINGS](#)

In this second report, we focus on arbitration and look at how arbitral institutions have adapted in response to COVID-19. We draw out some of the key legal as well as practical challenges faced, and we offer some observations on what the future may look like.

Blockchain and Digital Assets News and Trends

23 September 2020

[BLOCKCHAIN AND DIGITAL ASSETS NEWS AND TRENDS](#)

The court finds that a valid arbitration agreement exists in the ongoing WAX tokens dispute – plus latest legal, regulatory and case law developments.

Four years later, federal court upholds convictions but harshly criticizes off-label prosecutions

23 September 2020

The decision will likely draw attention both in the First Circuit and beyond.

WAX tokens: Amendments to arbitration provisions still govern disputes

23 September 2020

The court found that a valid arbitration agreement exists.

Seventh Circuit hews new path regarding False Claims Act dismissals; DOJ registers its disagreement

21 September 2020

A surprising result from the US Court of Appeals for the Seventh Circuit.

PREP Act immunity: federal courts weigh in

4 September 2020

The decisions suggest PREP Act immunity may apply broadly to manufacturers but may be more limited for hospitals, nursing homes, healthcare providers and others.

eSignature and ePayment News and Trends

2 September 2020

[ESIGNATURE AND EPAYMENT NEWS AND TRENDS](#)

Want to receive 4506-T documents electronically? Ensure you are addressing recent changes - plus latest legal, regulatory and case law developments.

Delaware Court of Chancery: "Internal affairs doctrine" bars stockholder from using California Corporations Code to inspect books and records of a Delaware corporation – four takeaways

17 August 2020

Demonstrating the power of the internal affairs doctrine.

New Rules for a New Normal: The LCIA announces changes to its Arbitration Rules and Mediation Rules

14 August 2020

On 11 August 2020, the LCIA released an update to its LCIA Arbitration Rules and LCIA Mediation Rules (the "Rules"). The updates to the Rules will become effective on 1 October 2020, marking six years since the arbitration rules currently in force came into effect.

Rule 26(g) certification means more than guide and advise: Key takeaways

12 August 2020

Sanctions were imposed on an attorney for failing to properly oversee the client's discovery process.

For the healthcare industry, seeking to incentivize restocking of elective surgery supplies may lead to civil and criminal risk

6 August 2020

Discounts and incentives may have unforeseen consequences under certain federal anti-bribery laws.

Attorney General Insights podcast with Attorney General Tim Fox of Montana

4 August 2020

[ATTORNEY GENERAL INSIGHTS PODCAST](#)

DLA Piper partner and former Delaware Attorney General Matt Denn interviews Montana Attorney General Tim Fox.

The end of Intra-EU BITs. Now what?

4 August 2020

In this second article, we will explore in more detail the fate of pending intra-EU arbitrations affected by the termination treaty and how States and claimants should deal with these arbitrations.

Class actions make it easier than ever to seek redress

28 July 2020

Businesses should note that they are at risk of increased exposure to claims once group proceedings are permitted in Scottish courts, write Alistair Drummond and Jen Talbot.

Second Circuit prohibits § 1782 discovery in international commercial arbitration

27 July 2020

The decision cements a circuit split on the issue and counters a recent trend by US circuit courts allowing such discovery.

WIN Wise: Top tips for making the most of your IT contracts

20 July 2020

There can sometimes be a disconnect between lawyers who draft contracts, and those with primary responsibility for implementing them. Through smart collaboration, effective communication and shared vision, in-house lawyers and their commercial counterparts can work together to maximize value and generate extra revenue.

Court of Appeal confirms mining company is not liable for human rights abuses in Sierra Leone

17 July 2020

Earlier this year, the Court of Appeal handed down its judgment in the case of *Kalma v (1) African Minerals Limited, (2) African Minerals (SL) Limited and (3) Tonkolili Iron Ore (SL) Limited*. In this case review, we consider the Court's findings in relation to (i) accessory liability and (ii) companies' duty of care when operating abroad.

Voir dire in the time of COVID-19

16 July 2020

The COVID-19 pandemic will only further increase limitations on *voir dire* that may prove detrimental to parties' ability to vet jurors.

Reputation management during investigations: ZXC v Bloomberg LP

16 July 2020

The Court of Appeal has upheld the decision of Nicklin J which found that Bloomberg had breached the privacy rights of a US businessman when it published an article containing confidential details about a UK criminal investigation which he was subject to.

Global Class Actions Briefing: Major developments in European consumer protection laws: Product safety and consumer class actions in Europe

15 July 2020

The EU's proposals for a revised EU General Product Safety Directive (the GPSD) and the EU's deal for a Collective Redress Directive (the CRD) point the way to a future of heightened novel risk in Europe of collective redress or, as these claims are popularly known, "class actions".

The new trend of "superpriority" rescue financings: Implications for existing priority creditors

14 July 2020

"Superpriority" debt circumvents protections in the credit agreement that typically require the consent of any adversely affected lender.

One less gadget in the arbitration toolbox: International and offshore arbitrations are not entitled to US discovery in aid of foreign proceedings

13 July 2020

A ruling that is highly relevant to the private funds and offshore dispute practice areas.

Food and Beverage News and Trends

10 July 2020

[FOOD AND BEVERAGE NEWS AND TRENDS](#)

Illinois warns bars and restaurants about social distancing, Colorado mandates cage-free hen housing.

Procurement Law Reform - Let's start a discussion

9 July 2020

DLA Piper's panel discussion webinar held on 1 July 2020 had a lively debate on the merits of potential options for reform and which changes might produce a better model for procurement regulation in the UK post Brexit. This is the first of a series of bitesize summary reports providing feedback from the debate.

Supreme Court finds the restriction on removal of the Consumer Financial Protection Bureau's single director unconstitutional, but leaves the bureau operational

7 July 2020

The decision also throws into question the investigative and enforcement actions of the CFPB to date.

DC Circuit issues opinion on sovereign immunity defenses to the enforcement of arbitration award against foreign states

1 July 2020

Foreign states might not only be able to rely on the doctrine of sovereign immunity to protect themselves from final judgments, but also to avoid the burdens of litigation itself.

***Allen v. Cooper*: Supreme Court affirms state sovereign immunity in copyright case**

30 June 2020

Under current copyright law, any effort by a state to provide alternate remedies for copyright infringement would be nullified by copyright preemption.

Hatch-Waxman Litigation 101: The Orange Book and the Paragraph IV Notice Letter

30 June 2020

A few of the key issues that must be addressed before a Hatch-Waxman suit is filed.

WIN Wise: Liquidated damages for delay in tech disputes

30 June 2020

The current COVID-19 pandemic is wreaking havoc on businesses and their operations across sectors and geographies. The unprecedented spread of the virus has had, and will continue to have, a profound impact upon both suppliers and customers in delivering technology projects on time and to budget.

A jurisdiction too far: The English Commercial Court declines to continue freezing injunctions in support of foreign and English seated arbitrations

26 June 2020

In *Petrochemical Logistics Ltd & Axel Krueger v PSB Alpha AG & Konstantinos Ghertsos*, the English Commercial Court declined to continue two freezing injunctions against the Defendants in support of both a London-seated LCIA arbitration and a Swiss-seated arbitration.

***US v. Napout*: Second Circuit affirms convictions in FIFA foreign corruption case**

24 June 2020

A timely reminder that the risk of investigation and prosecution for foreign commercial bribery is very real and that the FCPA is not the only game in town.

Illinois courts' response to the COVID-19 pandemic: Issue 4

24 June 2020

COVID-19-related scheduling orders released by key courts in Illinois since May 22, 2020, plus analysis of the implications of *Rios*.

Protecting the attorney-client privilege while under quarantine: Five tips for protecting attorney-client privilege when using online collaboration tools

22 June 2020

With the increase in remote working comes an increased opportunity for attorney-client privilege issues to surface.

SEC settles *Lucia* enforcement action

22 June 2020

Questions remain following Supreme Court decision concerning the Appointments Clause of the Constitution and who constitutes an "Officer of the United States" for the purposes of complying with that constitutional provision.

Supreme Court will tackle issue of who determines arbitrability when a dispute involves arbitration carveouts

18 June 2020

This issue is currently dividing courts of appeals and state high courts.

The rise and rise of shareholders' Class Actions in the UK

18 June 2020

In the UK there has been a steady rise in shareholders' Class Actions including several Class Actions launched by unhappy shareholders against the companies they invest in.

Diary note of a remote mediation

16 June 2020

A colleague and I recently took part in a remote mediation over Skype. Given that there are likely to be many other litigating parties seriously contemplating the use of remote mediation (some with reservations), we thought that it might be helpful to share our own candid experience of a recent remote mediation.

Non-damage business interruption test case in the English Courts

11 June 2020

Significantly in the UK, the Financial Conduct Authority (FCA) is bringing a test action, in order to seek a declaratory judgment on a number of policy coverage questions arising from non-damage cover under business interruption (BI) policies, using the Financial Markets Test Case Scheme.

"Now you see it, now you don't": Ephemeral messaging may lead to sanctions

8 June 2020

A recent decision highlights one key risk of ephemeral messaging.

US-based pharmaceutical manufacturing in response to COVID-19: new manufacturers face risks

3 June 2020

A rush to develop a new company to begin manufacturing is fraught with risk.

10 recommended tips for remote depositions

1 June 2020

Courts increasingly are requiring remote depositions to mitigate delays during the pandemic.

10 recommended tips for remote mediations

1 June 2020

Some parties have been required to proceed with remote mediations to mitigate further delays during the pandemic.

COVID-19: Pre-negotiation letters as a critical tool for real estate workouts

29 May 2020

There is no standard PNL; a well-drafted agreement will address the specific circumstances of the parties and the project.

Preparing for global class actions arising from COVID-19

28 May 2020

The risk to companies of global and cross-border class action and collective redress proceedings is rising.

Supreme Court of Wisconsin invalidates state's emergency order: Questions remain for businesses seeking to reopen

27 May 2020

This sudden development increases challenges facing Wisconsin businesses as they consider reopening their businesses.

LCIA annual casework report shows continued growth and diversity in both its caseload and its choice of arbitrators in 2019

25 May 2020

On 19 May 2020 the LCIA published its annual casework report for 2019. The report provides a useful summary of trends in the LCIA caseload during last year, and demonstrates the global nature and variety of disputes referred to the LCIA, in particular the continued increase in the international appeal of the LCIA.

Illinois courts' response to the COVID-19 pandemic – Issue 3

22 May 2020

The Illinois courts respond to the pandemic.

Maryland Bar Journal Magazine Issue 1 2020

20 May 2020

Five of our lawyers were given a spotlight in Issue 1 2020 of the *Maryland Bar Journal*.

Merger control: distressed M&A in the time of COVID-19

19 May 2020

[ANTITRUST AND COMPETITION: NOVEL ISSUES IN A POST-CORONAVIRUS WORLD](#)

A brief overview of the main elements of the failing firm defense.

COVID-19 and investment claims under NAFTA

15 May 2020

An examination of whether measures taken by States in response to the pandemic could provide a basis for claims under the North American Free Trade Agreement and more.

Puerto Rico: Potential solutions for business agreements affected by the COVID-19 pandemic

15 May 2020

As businesses start to reopen and redefine their operations in Puerto Rico, they should also prepare for potential disputes.

Post-COVID-19 sustainability and ESG disputes: pinch points and practical pointers

12 May 2020

Where businesses are putting all of their efforts into crisis mitigation and survival in response to COVID-19, it is worth considering the importance of balancing short-term mitigation measures with the preservation of long term value and sustainability and ESG commitments

With unanimity comes clarity: In reversing Bridgegate convictions, a unanimous Supreme Court further narrows scope of federal fraud and corruption prosecutions

8 May 2020

The federal fraud statutes criminalize only deception targeting money and property, not other forms of chicanery, no matter how unscrupulous they might be.

COVID-19: New York and Other Northeast Council states take phased approach to reopening economy

6 May 2020

These developments raise a number of immediate questions and considerations for businesses operating in the region.

New York state courts permit new filings in "non-essential" matters on May 4, 2020

5 May 2020

Latest developments impacting the court systems in New York.

Illinois courts' response to the COVID-19 pandemic – Issue 2

1 May 2020

Post-COVID-19: What to expect in the "next normal"

30 April 2020

Issues that are front of mind, based on an informal survey of some of the largest companies and most influential global business leaders.

Litigation trends and risk management in the COVID-19 era

29 APR 2020

To help our clients anticipate and protect against the threat of litigation in these already difficult times, we are monitoring all COVID-19 related litigation filings, assembling the collective knowledge and experience of our lawyers across DLA Piper's global practices, sectors and jurisdictions to anticipate future trends, and proactively partner with our clients. This client alert provides a brief summary of the litigation trends that have emerged and which we expect will emerge, both in terms of class actions and other litigation, and offers some practical tips to minimize risks based on these developing trends.

Preparing for the COVID-19 class action: Is there an unexpected consequence lurking in your arbitration agreement's poison pill provision?

28 April 2020

Several decisions demonstrate that including a poison pill provision with a class action waiver that waives the right to seek public injunctive relief could render the entire arbitration agreement unenforceable.

Attorney General Insights podcast with Maryland Attorney General Brian Frosh

24 April 2020

[ATTORNEY GENERAL INSIGHTS PODCAST](#)

DLA Piper partner and former Delaware Attorney General Matt Denn interviews Maryland Attorney General Brian Frosh about the legal and organizational challenges that he and his fellow AGs are facing during the Covid-19 pandemic.

COVID-19: conducting internal investigations in remote work settings

24 April 2020

For companies conducting internal investigations or responding to an investigation, practical solutions in a time of distancing.

What COVID-19 could mean for the future of the Big Tech investigations

24 April 2020

[ANTITRUST AND COMPETITION: NOVEL ISSUES IN A POST-CORONAVIRUS WORLD](#)

Rather than hampering the investigations over the long term, the pandemic may open new lines of inquiry for antitrust investigators.

US Court of Appeals permits § 1782 discovery in private arbitration

22 April 2020

The decision may indicate a significant new trend.

US antitrust enforcers on high alert for collusion in labor markets during COVID-19 pandemic

21 April 2020

[ANTITRUST AND COMPETITION: NOVEL ISSUES IN A POST-CORONAVIRUS WORLD](#)

Antitrust enforcers are closely monitoring employer coordination to disadvantage workers.

The litigation environment in the vape industry

17 April 2020

The industry should anticipate more lawsuits and investigations from attorneys general and local municipalities.

COVID-19 – a legitimate basis for investment claims?

16 April 2020

This article considers whether measures taken by States in response to the COVID-19 pandemic could provide a legitimate basis for claims under bilateral investment treaties (BITs) or other investment protection instruments, and identifies some of the defences that may be available to States.

Anticipated increase in website and mobile application litigation as a result of COVID 19-pandemic: 12 practical steps toward compliance

15 April 2020

Companies are urged to take notice of these lawsuits, because the number of these cases is increasing and some have been very costly.

US CPSC advises consumers certain recall remedies may be unavailable due to COVID-19 – four key takeaways

15 April 2020

Guidance will evolve as the pandemic develops, and CPSC-regulated firms are encouraged to consider these actions.

Courts allow False Claims Act cases to proceed despite providers' claims of honestly held clinical judgment

14 April 2020

These decisions will make it easier for relators and the government to successfully prosecute FCA cases.

Paradigm Change in Germany's Foreign Direct Investments (FDI) Law

14 April 2020

Germany's FDI rules so far had a reputation of not being very strong. In the past few years, only three transactions have been prohibited. This is set to change under a new bill.

COVID-19: New York State provides new guidance on essential businesses

13 April 2020

The Guidelines raise a number of immediate questions and considerations for New York businesses.

Draft Bill No. 1179/2020 – a compass for Brazilian private law during COVID-19?

13 April 2020

Brazil's bill anticipates probable contractual breaches and defaults and a resulting increase in litigation arising from the pandemic.

Construction lien deadlines to be exempt from suspension of Ontario limitation periods

10 APR 2020

Many participants in the Ontario construction industry will breathe a big sigh of relief as the result of an announcement released on April 9, 2020 by the Ontario Attorney General.

The coronavirus COVID-19 pandemic in France – force majeure and contractual good faith

10 April 2020

The French economy is currently facing rather extraordinary circumstances both as a result of the coronavirus COVID-19 pandemic and the measures taken by the Government to fight it. This pandemic and its consequences may jeopardize the proper performance of contractual obligations by those who are bound by them. The issue of force majeure therefore arises.

Issue 4

9 April 2020

[ENERGY AND NATURAL RESOURCES CASE LAW UPDATE](#)

In this fourth edition of the E&NR Case Law update we focus on cases from the last six months of 2019 which - even where they did not directly concern the energy sector - are of general application to the drafting and management of contracts by E&NR businesses.

Navigating your business through technology disputes risks

9 April 2020

Novel coronavirus disease (COVID-19) has completely rocked the business world and changed the operations and responses of companies around the globe. Technology is business critical to every company and sector. Whether you are a supplier or a customer with ongoing tech contracts - our clients are already encountering numerous key issues.

Trump Administration issues new regulations reducing stringency of automobile fuel economy and greenhouse gas emissions standards for 2021-2026

7 April 2020

The new standards are controversial and are subject to multiple court challenges.

Coronavirus: Supplier due diligence for vetting Chinese medical suppliers for quality, safety, fair pricing and anti-corruption compliance

6 April 2020

Some key risks, and potential solutions to reduce cross-border operational risks.

Update: The Singapore Mediation Convention will come into force on 12 September 2020

6 April 2020

The Singapore Mediation Convention will come into force on 12 September 2020. This follows Qatar becoming the third country to ratify the convention on 12 March 2020, following Singapore and Fiji (both 25 February 2020).

Illinois courts' response to the COVID-19 pandemic

2 April 2020

The Illinois courts respond to the pandemic.

Coronavirus: How UK mortgage lenders and administrators can comply with FCA guidelines

1 April 2020

On 20 March 2020, the FCA published guidance for mortgage lenders and administrators aimed at helping them support customers during the Covid-19 crisis. Alongside this guidance, the FCA has also published a related webpage with information for mortgage customers.

Coronavirus: What happens to my lawsuit now?

1 April 2020

Some of these shifts in legal practice may lead to long-term efficiencies that benefit clients and improve access.

DOJ increases scrutiny of nursing home industry

1 April 2020

DOJ is doubling down on its commitment to investigate and prosecute allegations of elder abuse and of substandard quality of care.

COVID-19 essential businesses: Anti-bribery and anti-corruption risks

31 March 2020

Given the significant impact of being deemed non-essential, businesses and employees are incentivized to ensure their business is deemed essential by local authorities – and this can pose anti-bribery anti-corruption (ABAC) risks to companies.

Coronavirus: State Attorneys General and the New COVID-19 Stimulus

30 March 2020

With the president's signature on March 27, 2020, the government passed into law the Coronavirus Aid, Relief, and Economic Security Act (CARES Act), the largest economic stimulus package in American history. Passed in response to the coronavirus disease 2019 (COVID-19) pandemic, the CARES Act will have an enduring impact on the country for years to come, particularly so for the industries and businesses eligible for stimulus relief funds. The massive scale of the CARES Act immediately calls to mind questions about how the government will respond in its attempt to prevent fraud, waste, and abuse in carrying out the stimulus.

Coronavirus: US State AGs ramp up efforts to combat price gouging

29 March 2020

[ANTITRUST AND COMPETITION: NOVEL ISSUES IN A POST-CORONAVIRUS WORLD](#)

State Attorneys General throughout the country are vigorously enforcing state unfair trade practice and price gouging statutes against those alleged to be taking advantage of consumers during the COVID-19 pandemic.

US Antitrust enforcers issue joint statement on competitor collaboration amid COVID-19 pandemic

27 March 2020

[ANTITRUST AND COMPETITION: NOVEL ISSUES IN A POST-CORONAVIRUS WORLD](#)

The US Department of Justice and Federal Trade Commission issued a Joint Antitrust Statement Regarding COVID-19, in which they announced an expedited procedure for evaluating proposed collaborations among competitors and other businesses working to address the pandemic.

Blockchain and Digital Assets News and Trends

25 March 2020

[BLOCKCHAIN AND DIGITAL ASSETS NEWS AND TRENDS](#)

The age of viral outbreaks – key contract considerations in a post-COVID-19 world, plus latest legal, regulatory and case law developments around blockchain and digital transformation.

DLA Piper obtains approval of first coronavirus-impacted bankruptcy sale

25 March 2020

DLA Piper's Restructuring practice is at the forefront of the intersection of COVID-19 and bankruptcy.

Barclays SFO trial: Is corporate criminal liability dead?

24 March 2020

A jury cleared three former Barclays senior executives accused of conspiracy to commit fraud in connection with the bank's 2008 recapitalisation. Aside from bringing the seven-year case to a close, this verdict finally lifts the lid on the earlier rulings in the case which led to Barclays, the corporate entity, being thrown out of the case.

Delaware Supreme Court authorizes federal forum provisions requiring the filing of Securities Act cases in federal court

24 March 2020

This holding may spur many Delaware corporations to amend their articles of incorporation, or adopt bylaws, adding a federal forum provision.

Coronavirus: Several state and local governments issue “shelter in place” orders (United States)

23 March 2020

Between March 17 and 22, state and local governments have promulgated at least a dozen “Stay-at-Home” / “Shelter-at-Home”-type Orders. This alert provides details on a number of state and local government orders.

[UPDATED] New stay at home orders in California and Los Angeles: key highlights

23 March 2020

The orders all exempt various businesses from compliance, but the orders have different scopes.

[UPDATED] Antitrust enforcement continues amid coronavirus, but with important changes (United States)

20 March 2020

ANTITRUST AND COMPETITION: NOVEL ISSUES IN A POST-CORONAVIRUS WORLD

As the coronavirus disease (COVID-19) emergency played out this week, the US Department of Justice and Federal Trade Commission issued important guidance on changes to merger review procedures, as well as ongoing antitrust investigations and litigation.

Introducing the DLA Piper Project Simulator

17 March 2020

One of the most critical challenges faced by our global society is developing high-quality, sustainable infrastructure. To help businesses meet this challenge, DLA Piper has collaborated with leading strategy consultancy BTS to create **The DLA Piper Project Simulator (DPS)**, an interactive training tool.

Coronavirus (COVID-19): ten practical steps for global employers, right now (Global)

13 March 2020

These steps are not based on laws of any one jurisdiction but rather are designed to provide a global employer with themes to consider, understanding that what may be suitable for each employer may vary greatly depending on the employer's unique circumstances.

FTC comments and workshop reinforce increased focus on vertical mergers

13 March 2020

Vertical mergers are in the crosshairs.

Asia Pacific Arbitration Roundup 2019

12 March 2020

Welcome to the first edition of our new Asia-Pac Arbitration Roundup.

Maintaining the privilege: Procedure & Practice Privilege

11 March 2020

Jean-Pierre Douglas-Henry and Bryden Dalitz consider recent developments on legal professional privilege.

First CCPA-based UCL claim demonstrates litigation risk associated with privacy rights under CCPA

5 March 2020

Until courts weigh in on the legal viability of such claims, companies will continue to face litigation risk beyond the data breach private right of action.

Singapore deposits instrument of ratification for the Singapore Convention

5 March 2020

Ambassador Satyendra Prasad of Fiji became the first two countries to deposit their instrument to ratify the Singapore Convention (also known as the United Nations Convention on International Settlement Agreements Resulting from Mediation).

ADGM Courts issue first arbitration-related judgements

3 March 2020

2019 saw the Abu Dhabi Global Market Court (ADGM Court) publish two arbitration-related judgments, the first published since its launch in December 2018. The first case related to the validity of an ADGM arbitration agreement (A3 v B3 [2019] ADGMCFI 0004) and the second related to the recognition and enforcement of a New York Convention award in the ADGM (and included an insight into the court's approach to the "conduit jurisdiction" question) (A4 v B4 [2019] ADGMCFI 0007).

When is a deal *actually* a deal under Texas law? The Texas Supreme Court weighs in again

3 March 2020

For would-be buyers and sellers, the key takeaways are simple, but important.

US v. Hoskins: in setback for DOJ, court grants post-trial motion for acquittal on all FCPA counts

27 February 2020

The decision calls into question DOJ's aggressive approach to a narrow but significant class of potential defendants in FCPA cases.

Food and Beverage News and Trends

21 February 2020

FOOD AND BEVERAGE NEWS AND TRENDS

Members of Congress protest proposed changes in federal school meal program; plant-based company sues California regulators on free speech grounds.

Update: The Hague Rules on Business and Human Rights Arbitration

18 February 2020

The recently released Hague Rules on Business and Human Rights Arbitration may assist and encourage the widening of the ambit of arbitration beyond commercial disputes to those concerning the effect of commercial activities on human rights.

Austria - Global bribery offenses guide

17 February 2020

When is an outbreak an act of God? Mitigating commercial and operational risks during the COVID-19 crisis (Global)

13 February 2020

A close look at a standard but often overlooked "act of God" or force majeure clause in contracts may provide some insight into options for mitigating commercial and operational risks during the ongoing health crisis.

COP25's key outcome: adoption of the San Jose Principles on carbon market mechanisms – takeaways for business

12 February 2020

Ambitious countries are not waiting for full consensus on carbon markets.

Novel coronavirus (2019-nCoV) – potential effects on international arbitration, sale of goods, shipping and shipbuilding (AsiaPac)

10 February 2020

The current outbreak of novel coronavirus (2019-nCoV) is causing widespread concern. This article will discuss the potential impact on international arbitration, sales of goods, shipping and shipbuilding contracts.

Construction delays arising out of the Novel Coronavirus outbreak (AsiaPac)

7 February 2020

Since the first case of coronavirus was confirmed in Hong Kong in early February 2020, the government has imposed various measures in an attempt to contain the spread of the coronavirus. The resulting impact of the novel coronavirus is far-reaching and affects every industry and business in Hong Kong. This alert considers some of the key issues that construction contractors and developers in Hong Kong may face. If you need any specific advice, please contact May Ng or Sandy Au for further details.

Food and Beverage News and Trends

7 February 2020

FOOD AND BEVERAGE NEWS AND TRENDS

Virginia moves to define "milk," court overturns Kansas ag-gag law, plus vanilla, glyphosate, and Hep A back in the news.

Supreme Court of Texas affirms: no surprise or accidental partnerships under Texas law

31 January 2020

The opinion removes significant uncertainty for parties during the exploratory stages of joint ventures.

FTC announces annual revisions to HSR Act thresholds

28 January 2020

The new thresholds will affect all transactions closing after the effective date.

Genocide Case Against Myanmar in the ICJ

24 January 2020

The International Court of Justice (ICJ) yesterday delivered an historic Order for provisional measures with respect to the application brought by The Gambia against Myanmar for allegations of genocide.

Second Circuit (again) reverses Sheldon Silver's corruption conviction (in part) – and brings some clarity to the "as opportunities arise" theory of liability

22 JANUARY 2020

The decision, while limited in scope, provides important clarification to the law around illicit payments to public officials.

UAE Court Judgments automatically enforceable in the Courts of India

21 January 2020

On 17 January 2020, the Indian Ministry of Law and Justice published a notification in the official gazette, which means that judgments rendered by both the onshore and offshore Courts of the UAE will be enforceable in the Courts of India without a re-examination of the merits.

Blockchain and Digital Assets News and Trends

16 January 2020

BLOCKCHAIN AND DIGITAL ASSETS NEWS AND TRENDS

Taxation of cryptocurrency: challenges for charities in the US and new guidance in the UK, plus latest legal developments in blockchain technology, smart contracts and digital assets.

Top of Mind: Life Sciences

16 January 2020

Eight big topics that life sciences businesses have been thinking about and how DLA Piper has been covering those stories.

Court rules that "personal benefit" not necessary for criminal insider trading liability under certain statutes

14 January 2020

Błaszczak is unlikely to be the last word on insider trading.

OCIE announces 2020 Examination Priorities

9 January 2020

SEC Chairman Jay Clayton said OCIE's list of priorities sets forth key areas of existing and emerging risk that the Commission expects market participants to identify and mitigate.

Witness Evidence Working Group report

8 January 2020

INSURANCE HORIZONS

On 6 December 2019, the Witness Evidence Working Group (WEWG) published its report on improvements to the current practice regarding factual witness evidence in the Business and Property Courts of England and Wales (BPCs).

Supporting the health of your health system

6 January 2020

Guidance to help tend to healthcare system wellness throughout the business life cycle.

New California laws make potentially costly changes to Civil Discovery Act

17 December 2019

The changes are sure to affect all California litigants and civil litigators starting in 2020.

Upcoming 12/31 deadline to comment on CMS and OIG proposed rule changes under the Stark Law and Anti-Kickback Statute

16 December 2019

The two highly consequential proposals are poised to change how HHS approaches fraud and abuse enforcement in federal healthcare programs.

Blockchain and Digital Assets News and Trends

13 December 2019

BLOCKCHAIN AND DIGITAL ASSETS NEWS AND TRENDS

A new lawsuit alleges the CFPB Prepaid Rule violates free speech; plus the latest legal developments in blockchain technology, smart contracts and digital assets.

House moves to codify the offense of insider trading

12 December 2019

In the final analysis, the bill would expand liability for insider trading.

Food and Beverage News and Trends

11 December 2019

FOOD AND BEVERAGE NEWS AND TRENDS

Nomination of new FDA head advances, plus rose chocolate, meat wars, cage-free hens, and the last near-beer state.

Preventive Medicine: Official “Antimonopoly Compliance Guidelines for Business Operators” in China

10 December 2019

On 28 November 2019, the State Administration of Market Regulation (SAMR) released for public comment draft “Anti-Monopoly Compliance Guidelines for Operators” (the “Draft Guidelines”). These non-binding guidelines recommend measures for “business operators” subject to the Antimonopoly Law (AML) to develop and implement antitrust compliance programmes. The Draft Guidelines integrate prevailing best practices for international compliance programmes, while reflecting the unique challenges of antitrust risk management in China.

Announcing DLA Piper's MDL Benchmark Database

9 December 2019

Comprehensive and systematic analyses of MDL procedures and practices.

What starts the avalanche? Earlier triggers for life sciences mass torts in the era of big data and social media

9 December 2019

The bar for safety issues to lead to claims that ultimately result in mass tort litigation has never been lower.

Angola - Global bribery offenses guide

4 December 2019

Argentina - Global bribery offenses guide

4 December 2019

Global bribery offenses guide

4 December 2019

In recent decades, improved standards in the identification and enforcement of international bribery offenses have provided the backdrop to a growing appreciation and management of bribery risk within the business community.

Jury acquits foreign national in apparent rebuke of DOJ's attempt to police overseas corruption

4 December 2019

The result highlights some significant issues that may, in some cases, limit the ability of the DOJ to prosecute foreign nationals for corruption overseas.

Tanzania - Global bribery offenses guide

4 December 2019

Mauritius - Global bribery offenses guide

4 December 2019

Australia - Global bribery offenses guide

4 December 2019

Burundi - Global bribery offenses guide

4 December 2019

Japan - Global bribery offenses guide

4 December 2019

Kenya - Global bribery offenses guide

4 December 2019

Kuwait - Global bribery offenses guide

4 December 2019

Luxembourg - Global bribery offenses guide

18 October 2019

Mexico - Global bribery offenses guide

4 December 2019

Morocco - Global bribery offenses guide

4 December 2019

New Zealand - Global bribery offenses guide

4 December 2019

Norway - Global bribery offenses guide

4 December 2019

Oman - Global bribery offenses guide

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Peru - Global bribery offenses guide

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Poland - Global bribery offenses guide

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Portugal - Global bribery offenses guide

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Qatar - Global bribery offenses guide

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Romania - Global bribery offenses guide

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Russia - Global bribery offenses guide

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Saudi Arabia - Global bribery offenses guide

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Singapore - Global bribery offenses guide

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Slovakia - Global bribery offenses guide

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Spain - Global bribery offenses guide

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Sweden - Global bribery offenses guide

4 December 2019

Thailand - Global bribery offenses guide

4 December 2019

Tunisia - Global bribery offenses guide

4 December 2019

Ukraine - Global bribery offenses guide

4 December 2019

United Arab Emirates- Global bribery offenses guide

27 September 2019

United Kingdom - Global bribery offenses guide

4 December 2019

United States - Global bribery offenses guide

4 December 2019

Zambia - Global bribery offenses guide

4 December 2019

Zimbabwe - Global bribery offenses guide

4 December 2019

Corporations need to remain vigilant amidst the rise of cyberattacks and cyberfrauds

2 December 2019

Recent figures show that Hong Kong and China remain the top destinations of fraudulent funds, most of which are the result of cyberfrauds. Read our article which gives helpful tips on how to avoid falling victim to these attacks.

Transaction monitoring – practical guidance for financial institutions from three recent cases

2 December 2019

Curbing fraud and money laundering are top of the international regulatory and political agenda. This article pulls together three recent high-profile decisions which clarify the standards currently expected of banks, in particular, and the financial services sector more generally.

Bahrain - Global bribery offenses guide

4 December 2019

Belgium - Global bribery offenses guide

4 December 2019

Brazil - Global bribery offenses guide

4 December 2019

Canada - Global bribery offenses guide

4 December 2019

Chile - Global bribery offenses guide

4 December 2019

China - Global bribery offenses guide

4 December 2019

Colombia - Global bribery offenses guide

4 December 2019

Czech Republic - Global bribery offenses guide

4 December 2019

Denmark - Global bribery offenses guide

4 December 2019

Ethiopia - Global bribery offenses guide

4 December 2019

Finland - Global bribery offenses guide

4 December 2019

France - Global bribery offenses guide

4 December 2019

Germany - Global bribery offenses guide

4 December 2019

Hong Kong - Global bribery offenses guide

4 December 2019

Hungary - Global bribery offenses guide

4 December 2019

Italy - Global bribery offenses guide

4 December 2019

Food and Beverage News and Trends

15 November 2019

[FOOD AND BEVERAGE NEWS AND TRENDS](#)

The FDA addresses the future of food safety, plus labels for plant-based “meat”; vapes in the news; and cotton... for dinner?

Enforcement trends: binary options industry sees surge in federal criminal and regulatory enforcement proceedings

11 November 2019

Binary options offer investors the opportunity to earn enormous returns quickly, but come with the risk of substantial losses.

The other shoe drops: Supreme Court will decide whether the SEC may obtain disgorgement as an equitable remedy

11 November 2019

The Supreme Court has accepted a *certiorari* petition in a case seeking to determine whether the SEC is entitled to seek and obtain disgorgement as equitable relief.

Jury finds former executive Lawrence Hoskins guilty in key case testing agency under the FCPA

8 November 2019

On November 8, 2019, jurors in the long-awaited trial of Lawrence Hoskins found him guilty of one count of conspiracy to violate the Foreign Corrupt Practices Act and six counts of violating the FCPA.

Texas: New safeguards to protect sensitive information

4 November 2019

The new PIA amendments will change the grounds upon which organizations may object to the disclosure of their sensitive information.

DOJ issues guidance regarding business entities' inability to pay corporate fines and penalties: key takeaways

31 October 2019

The latest guidance from DOJ to incentivize companies to self-report their violations and cooperate with the DOJ's investigations and recommended remedial actions.

Disputes, Issue 1

October 2019

DISPUTES

The inaugural issue of *Disputes* examines choice of law and the global class action; the slow death of agency deference; cybercrime via business email; the value of trade secret protection programs; the pre-service removal mechanism; and a significant decision regarding the *McDonnell* "official act" requirement.

Interim Measures now available for Hong Kong arbitrations from the PRC courts

21 October 2019

On 1 October 2019, the Arrangement Concerning Mutual Assistance in Court-ordered Interim Measures in Aid of Arbitral Proceedings by the Courts of the Mainland and of the Hong Kong Special Administrative Region (the Arrangement) came into force. This is a significant development because interim measures are now available in the PRC for arbitrations seated in Hong Kong.

CMS and OIG release most expansive changes to the fraud and abuse laws in over a decade

18 October 2019

The proposed changes are part of the HHS Regulatory Sprint, which seeks to remove regulatory barriers to care coordination and value-based care.

Issue 3

17 October 2019

ENERGY AND NATURAL RESOURCES CASE LAW UPDATE

Deals in the Energy and Natural Resources (E&NR) Sector are often complex, high value and high stakes, and disputes can arise at any stage of the deal life cycle. In this third E&NR Case Law Update, we draw together relevant themes emerging from recent cases.

Prompt payment and adjudication have arrived in Ontario

17 OCT 2019

The second phase of Ontario's *Construction Act* reform has finally taken effect - as of October 1, 2019. Ontario construction contracts that meet the applicable transition test will now be governed by the new prompt payment and adjudication regime in the province. In addition, the Authorized Nominating Authority ("ANA") responsible for administering and overseeing the adjudication of construction disputes has now been established under the name, "Ontario Dispute Adjudication for Construction Contracts" or "ODACC".

This bulletin is an updated and supplemented version of a summary we published in April 2019, which takes into account these most recent developments. Please also look out for a further update on similar proposals and legislation across the country, which will be posted shortly.

US Supreme Court denies review of *Robles v. Domino's Pizza*, opening door to more lawsuits on website and mobile app accessibility claims

16 October 2019

Does the ADA apply to websites and mobile apps?

President Trump sounds the death knell for "regulation by guidance"

10 October 2019

Two Executive Orders effectively end the controversial practice.

Brazilian federal government issues decree regulating arbitration in disputes between Public Administration and transport and logistics sectors

1 October 2019

The Brazilian federal government recently issued a decree regulating arbitration of disputes involving the Public Administration and relating to infrastructure projects – ports, roads, railways, waterways and airports.

California Supreme Court: PAGA plaintiffs cannot recover back wages in addition to civil penalties

16 September 2019

The decision is important because California plaintiffs are increasingly attempting to skirt valid arbitration agreements with class action waivers by bringing PAGA-only claims.

Effective strategies for challenging master complaints in multidistrict litigation

16 September 2019

There are a number of creative ways for defendants to challenge master complaints in MDLs.

Eleventh Circuit rejects reliance on statistical sampling and requires proof of objective falsity for each claim pursued under the FCA

12 September 2019

The holdings will likely have broad implications for any FCA claims based on false certification in the circuit.

Food and Beverage News and Trends

6 September 2019

FOOD AND BEVERAGE NEWS AND TRENDS

In this issue, FDA warning letter puts papaya industry, and food sector, on notice; cell-based meat companies form trade group; Florida ponders reforming alcohol laws.

California Supreme Court: notice-prejudice rule in first-party insurance contract is a fundamental public policy that can trump a choice-of-law provision

5 September 2019

The decision holds, in the first-party pollution coverage context, that the notice-prejudice rule is a fundamental public policy in California.

Reflecting on unauthorised wealth orders: Considerations for mortgagees

2 September 2019

Unexplained wealth orders (UWO) were introduced in January 2018 and the National Crime Agency (NCA) has now successfully obtained five. All but one of the orders specifically target premium London properties; with the remaining order covering eight properties across the UK.

Issue 4: Managing Risks and Disputes

26 August 2019

DIGITAL TRANSFORMATION AND OUTSOURCING CONTRACTS

This is the fourth of a series of fortnightly articles in which we will give practical tips on how to avoid contractual issues arising out of digital transformation and outsourcing contracts.

Food and Beverage News and Trends

20 August 2019

FOOD AND BEVERAGE NEWS AND TRENDS

In this issue, FDA issues first warning letter under the FSMA foreign supplier verification requirements, Seattle wrangles over soda tax revenue, plus school meal standards, clean water, and Hep A in the news.

Issue 3: Record-keeping matters

13 August 2019

DIGITAL TRANSFORMATION AND OUTSOURCING CONTRACTS

This is the third of a series of fortnightly issues in which we will give practical tips on how to avoid contractual issues arising out of digital transformation and outsourcing contracts.

Second Circuit: *McDonnell* "official act" requirement doesn't apply to FCPA violations

October 2019

The court found that prosecutors need not satisfy the *McDonnell* heightened "official act" requirement in order to prove an FCPA violation.

Ninth Circuit finds Article III standing in case alleging Facebook violated the Illinois Biometric Information Privacy Act

9 Aug 2019

The Ninth Circuit will likely continue to be a hotbed of privacy litigation for years to come.

Healthcare providers beware! Amendment to Florida Patient Brokering Act may impact previously protected arrangements

6 August 2019

The bill's application extends well beyond the substance abuse space to essentially all Florida healthcare providers.

Institution of civil class action takes effect in Russia

2 August 2019

On 18 July 2019, the President of Russia signed a law whereby lawsuits can be filed to protect groups of people in civil disputes (so-called "class action suits").

The learned intermediary doctrine in the WebMD era

1 August 2019

Our US medical system continues to put the physician between the medication or treatment and the patient for a reason.

FINRA issues significant and detailed guidance on credit for extraordinary cooperation

22 July 2019

The Notice delineates the differences between extraordinary cooperation and required self-reporting and cooperation under FINRA rules and offers substantial new guidance.

DC Circuit's ruling in OPM data breach case deepens circuit split on Article III standing

10 July 2019

The court finds a heightened risk of identity theft alone can provide data breach litigants with standing.

Shareholder efforts to bootstrap FCPA violations into private securities cases meet with mixed success – key takeaways

10 July 2019

When an FCPA-related resolution exposes a company to securities fraud claims.

Issue 1: Know Your Contract

9 July 2019

[DIGITAL TRANSFORMATION AND OUTSOURCING CONTRACTS](#)

This is the first issue of a new fortnightly series in which we will give practical tips on how to avoid contractual issues arising out of digital transformation and outsourcing contracts. In particular, this issue emphasises the importance of knowing the contract, providing top tips as to how best to familiarise yourself with its content.

A gamechanger in international dispute resolution: the 2019 Convention on Enforcement of Foreign Judgments

8 July 2019

International commercial litigation is about to become radically more efficient, in a major development for international businesses. Under the Convention, a judgment given by a court of a Contracting State shall in principle be recognized and enforced in another Contracting State without any review of the merits.

Major developments in class action litigation for 2018 – 2019

18 June 2019

A top-level look at class action litigation for 2018-2019 and a look at trends, issues, and strategies that businesses face in the months to come.

District of Columbia v. Facebook: General Consumer Protection Statute can serve as vehicle for state attorney general seeking redress for data privacy violations

12 June 2019

This case should be carefully examined by entities that collect data for a number of reasons.

Texas narrows anti-SLAPP law

10 June 2019

The new law enjoys broad bipartisan support.

British Standards Institution "Privacy – Raising the standard" Conference, 25 June 2019 in London

28 MAY 2019

We are pleased to announce that Bertold Bär-Bouyssiere, EU Competition Partner and Elected member of the International Board at DLA Piper, will speak at the conference "Privacy – Raising the standard" on 25 June 2019 in London.

In *Albrecht*, US Supreme Court narrows implied preemption of failure-to-warn claims, finds preemption is legal issue for judge, not jury

21 MAY 2019

The *Albrecht* decision clarifies and substantially narrows the scope of preemption under the *Wyeth v. Levine* "clear evidence" standard.

The twists and turns of the CCPA class action

21 MAY 2019

The range of data elements whose breach could give rise to class-action exposure under the CCPA appears likely to grow.

Court finds that failure to comply with cybersecurity obligations can create False Claims Act liability

20 MAY 2019

Key takeaways about this significant finding.

Bellwether trials in MDL proceedings – guidance for transferee judges

16 MAY 2019

Practical considerations for transferee judges establishing and implementing bellwether protocols in MDL proceedings.

Department of Justice unveils guidelines for cooperation credit in False Claims Act matters

9 MAY 2019

The new DOJ guidelines are an effort to formalize guidance and credit mechanisms for corporate cooperation in civil cases, especially False Claims Act cases.

First Circuit reverses course on its first-to-file rule

9 MAY 2019

First Circuit law on the first-to-file rule is evolving in a way that could have significant consequences for False Claims Act defendants.

US v. Connolly and the potential pitfalls of cooperation in internal investigations

8 MAY 2019

A warning shot to government lawyers against delegating core investigative functions to outside counsel for targets or subjects of their investigations.

DOJ revises its guidance on corporate compliance programs

2 MAY 2019

DOJ has made tangible the benefits a company can receive for designing and implementing an effective compliance program, and the newly revised Compliance Guidance reinforces those principles.

Only if the cap fits: *Arkin* Cap not applicable in all funded cases

30 APR 2019

The High Court has recently held in *Davey v Money & Anor* that the *Arkin* cap, whereby the adverse costs liability of a commercial litigation funder is limited to the amount of its investment, should not be applied automatically in all cases involving commercial litigation funders.

Issue 2

25 April 2019

[ENERGY AND NATURAL RESOURCES CASE LAW UPDATE](#)

Deals in the Energy and Natural Resources (E&NR) Sector are often complex, high value and high stakes, and disputes can arise at any stage of the deal life cycle.

Unpacking the SEC's Digital Assets Guidance Framework and No Action Letter

16 APR 2019

The Framework describes factors for assessing whether digital assets are "investment contracts" subject to federal securities laws; the No Action letter applies those factors.

California Proposition 65 lists two chemicals, PFOA and PFOS, found in a number of consumer products

12 DEC 2018

Given Prop 65's active and litigious enforcers, companies doing business in California that suspect their products may cause an exposure to PFOA/PFOS should consider compliance options now.

California's Prop 65 regulator moves to counteract court ruling, exclude Prop 65 cancer warnings for coffee

21 JUN 2018

If the regulation is adopted, coffee will not require a cancer warning label after all.

California court's narrow Prop 65 coffee ruling should not be misinterpreted

9 APR 2018

A careful understanding of the narrow basis of the ruling is important for coffee consumers and for all manner of product-based companies doing business in California.

Text, blood and rock 'n' roll

27 DEC 2017

You are not a "free bird" – the duty to preserve text messages may extend to third parties.

Penn State Ninth Interim Report

5 DEC 2014

This is the ninth quarterly report of Senator George J. Mitchell - the Independent Athletics Integrity Monitor - on Penn State's progress in implementing the requirements of the Athletics Integrity Agreement among Penn State, the NCAA and the Big Ten Conference.

Second Circuit clarifies law of insider trading in reversing convictions of remote tippees

11 DEC 2014

The decision is likely to have implications for the type of insider trading prosecutions that are brought in the future and how the litigants will prosecute and defend those cases

Gatekeeping - stops class action cold!

6 DEC 2016

On 16 November 2016, Madam Justice Dillon issued her decision in *Harrison v. Afexa Life Sciences Inc.*, 2016 BCSC 2123, denying the certification of a class action against the makers of Cold-Fx under the *Class Proceedings Act*, R.S.B.C. 1996, c. 50. Dillon J. confirmed the court's important gatekeeping role is to ensure that the powerful machinery of class proceedings legislation is only invoked to assist genuine plaintiffs with genuine claims.

Penn State Third Annual Report

21 SEP 2015

This is the third annual report of the Independent Athletics Integrity Monitor – Charles P. Scheeler - on Penn State's progress in implementing the requirements of the Athletics Integrity Agreement among Penn State, the NCAA and the Big Ten Conference.

Penn State Eleventh Interim Report

29 MAY 2015

This is the eleventh quarterly report of the Independent Athletics Integrity Monitor - Charles Scheeler - on Penn State's progress in

implementing the requirements of the Athletics Integrity Agreement among Penn State, the NCAA and the Big Ten Conference.

Penn State Tenth Interim Report

27 FEB 2015

This is the tenth quarterly report of Senator George J. Mitchell - the Independent Athletics Integrity Monitor - on Penn State's progress in implementing the requirements of the Athletics Integrity Agreement among Penn State, the NCAA and the Big Ten Conference.

Penn State Second Annual Report

8 SEP 2014

This is the second annual report of Senator George J. Mitchell - the Independent Athletics Integrity Monitor - on Penn State's progress in implementing the requirements of the Athletics Integrity Agreement among Penn State, the NCAA and the Big Ten Conference.

Penn State Seventh Interim Report

30 MAY 2014

This is the seventh quarterly report of Senator George J. Mitchell - the Independent Athletics Integrity Monitor - on Penn State's progress in implementing the requirements of the Athletics Integrity Agreement among Penn State, the NCAA and the Big Ten Conference.

DOJ dismisses last of the drug trafficking charges against FedEx: two key takeaways

5 JUL 2016

A sudden about-face from the DOJ.

Supreme Court unanimously overturns public corruption conviction of former Virginia governor: routine political courtesies such as setting up meetings or hosting events, standing alone, do not constitute "official acts" for the purposes of the bribery statute

29 JUN 2016

In a highly anticipated decision, SCOTUS narrowed the definition of "official acts," making it substantially more difficult for DOJ to prosecute bribery and other public corruption.

Universal Health Services: contractors take note – Supreme Court approves implied certification theory of False Claims Act liability

22 JUN 2016

The Court's recognition of "implied certification" theory resolves a circuit split in favor of a more expansive view of the Act.

CFTC announces its largest whistleblower award to date – key takeaways

2 MAY 2016

CFTC sends a clear message to commodities futures traders that it means to aggressively court tipsters who have information about possible violations of the CEA.

DLA Piper's 2016 Compliance & Risk Report: What CCOs need to know

19 APR 2016

How well do you know your compliance program? 6 simple tools

13 JAN 2016

Companies are under increasing pressure to demonstrate to both the Audit Committee and, if necessary, regulators, that their compliance program is operational and effective. But how do you really measure that?

United States Supreme Court reaffirms use of class action waivers in arbitration agreements: next stop – employment contracts

18 DEC 2015

The most recent in a line of Supreme Court decisions affirming the validity of class action waivers in arbitration agreements

Plan now to use off-band communications during an incident response: key points

27 OCT 2015

A robust IR plan should include communications techniques that operate outside regular company communication methods.

US courts affirm expansive discovery under 28 U.S.C. § 1782

29 SEP 2015

There is increasingly clear consensus among US courts giving § 1782 expansive reach.

Mexico's new National Anticorruption System: 7 key points

20 JUL 2015

Constitutional reform regarding the creation of the National Anticorruption System

District court says appointment of SEC administrative law judge was likely unconstitutional

9 JUN 2015

This ruling is the first time a court has held that an SEC ALJ's appointment likely violated the Appointments Clause

Third parties: 4 FCPA takeaways for working with distributors

24 SEP 2014

Four key challenges and related “cures”

Tackling the realities of due diligence in a global setting

24 OCT 2013

For even the most conscientious of companies, hurdles exist to conducting fulsome due diligence in a global setting

***United States v. Vilar*: new limits on extraterritorial securities enforcement**

9 SEP 2013

CFTC approves final cross-border guidance of the swap provisions of the Dodd-Frank Act

12 JUL 2013

The Final Guidance aims to set forth the CFTC's policy on the application of the swap provisions of the Commodities Exchange Act to cross-border activities

Congress, Administration move forward to secure critical US infrastructure

11 JUL 2013

European Commission and CFTC announce a path forward on cross-border regulation of OTC derivatives

11 JUL 2013

A high-level joint understanding

Growing whistleblower activity calls for close employer attention to retaliation issues

7 MAY 2013

Careful consideration must precede adverse action against purported whistleblowers

Cybersecurity and US federal public procurements: what contractors need to know

11 MAR 2013

Practical considerations for US federal contractors

What companies need to know about the Obama Administration's Cybersecurity Order

14 FEB 2013

China's patent litigation landscape shifts

5 Sep 2012

China bested the United States to become the No. 1 patent filing country in the world in 2011 by obtaining 526,412 invention patent applications, compared to 503,582 utility patent applications in the US. Of these, 79 percent went to domestic Chinese entities, as compared to 49.2 percent to domestic entities in the US.

Marcellus Shale pipeline decision provides guidance on scope of environmental “cumulative impacts” analysis for projects requiring government approval

20 Jun 2012

The Second Circuit has issued a decision providing further clarity on the scope of “cumulative impacts” analysis required under the National Environmental Policy Act (NEPA).

Federal agencies, Congress accelerate defense against cyber attacks – every private company will be affected

21 Mar 2012

Whose followers are they, and how much are they worth?

3 JAN 2012

SEC's whistleblower report reveals surprising volume of tips from foreign countries

30 Nov 2011

The US Securities and Exchange Commission has issued its Annual Report on the Dodd-Frank Whistleblower Program.

SEC, CFTC approve new Dodd-Frank rule requiring many hedge fund advisers to report detailed information

3 Nov 2011

The regulatory tide continues to roll a year after President Barack Obama signed into law the Dodd-Frank Wall Street Reform and Consumer Protection Act. This past week, the SEC and CFTC jointly adopted a rule that will require many hedge fund advisers to complete a new form that discloses detailed information about their funds' holdings and investments to federal regulators.

With even tougher SEC scrutiny imminent, can a mock examination help you prevail?

7 Sep 2011

Responding to the SEC's final whistleblower bounty rules

2 Jun 2011

B4 u txt: will your text message ads lead to a class action lawsuit?

6 APR 2011

It is useful for businesses to understand the statutory framework that governs advertising through text messages as well as key legal terms and the way these terms have been interpreted by the FCC and the courts.

Growing liability risk to foreign financial institutions from tax disclosure cases

16 Feb 2010

[*FINANCIAL FRAUD LAW REPORT*](#)

Tax man cometh — and is looking for your overseas accounts

22 Jun 2009

Easing the burden to prove tax evasion while stiffening the penalties

5 May 2009

Facebook - the future of service of process?

8 Apr 2009

[Events](#)

[Upcoming](#)

Pan-European Week: Crime made Clear – Navigating criminal and compliance risks

19 April 2021

[Previous](#)

Discovering implicit biases during trial

7 April 2021 | 12:00 - 1:30 PT

Webinar

The FCA and nursing homes: A target before and after the pandemic

24 March 2021

Webinar

DLA Piper Global Vis Pre-Moot 2021 St Petersburg

18-20 March 2021
DLA Piper Pre-Moots 2021
Webinar

FDI screening rules and EU/China Comprehensive Agreement on Investment

17 March 2021
Webinar

Strategic Management of Third-Party Risk: Creating the best speed to value while managing your control architecture

16 March 2021 | 1:00 - 2:00 ET
Modern Compliance Officer MCLE webinar series
Webinar

Global Disputes Forecast: 2021 - what does the future hold?

22 February 2021
Webinar

FBA Qui Tam Section: 2021 Conference

19 February 2021
Webinar

Milan Investment Arbitration Pre-moot

19-20 February 2021
DLA Piper Pre-Moots 2021
Webinar

Applying adult learning principles to compliance training

21 January 2021 | 1:00 - 2:00 ET
Modern Compliance Officer MCLE webinar series
Webinar

Data and evidence challenges in cross-border IP disputes and investigations: Key developments and practical tips

20 January 2021 | 10:00 - 11:00 ET

Data and evidence challenges in cross-border IP disputes and investigations: Key developments and practical tips
Webinar

Data and evidence challenges in cross-border IP disputes and investigations: Key developments and practical tips

19 January 2021 | 2:00 - 3:00 ET

Data and evidence challenges in cross-border IP disputes and investigations: Key developments and practical tips
Webinar

AMG Capital Management v. FTC: A Supreme Court oral argument preview

6 January 2021

Webinar

Latin America International Arbitration Webinar Series 2020-2021

8 December 2020 | 12:00 - 1:00 CST

Latin America International Arbitration Webinar Series 2020-2021
Webinar

Planning for an Uncertain World

16 November 2020

TechLaw Event Series

Webinar

The real risk is in not changing the process

2 November 2020 | 1:00 - 2:00 ET

Modern Compliance Officer MCLE webinar series
Webinar

Episode I – 28 U.S.C. § 1782: A sword or a shield in your international dispute

30 September 2020 | 11:00 am Eastern

Latin America International Arbitration Webinar Series 2020-2021
Webinar

You are here - how strategic process mapping and project management can get you to the finish line of an investigation

28 September 2020 | 1:00 – 2:00 ET

Modern Compliance Officer MCLE webinar series
Webinar

Class actions and complex litigation in 2020: Creating a cutting-edge solution to class action litigation

17 September 2020 | 3:00 - 4:00 ET
Webinar

Considerations for drug pricing and demonstrating value in a post-pandemic environment

5 August 2020 | 12:00 – 1:00 ET
Webinar

TechLaw

31 July 2020
TechLaw Event Series
Webinar

Transforming data flows into actionable insights

30 July 2020 | 11:00 - 12:00 ET
Modern Compliance Officer MCLE webinar series
Webinar

Keep up with the CJEU Decision Unpacked: *DPC v Facebook Ireland, Schrems*

17 July 2020 | 1:00 - 2:00 ET
Webinar

Sustainable and resilient mobility – key considerations

16 July 2020

Big Data: Approaches to using it under the new DOJ Guidelines

16 July 2020 | 2:00 - 3:00 ET
Modern Compliance Officer MCLE webinar series
Webinar

The ransomware threat is changing – sectoral implications

17 June 2020 | 11:30 – 12:30 ET
Webinar

Preparing for global class actions arising from COVID-19

16 June 2020 | 9:00 - 10:30 a.m. ET (Session one) | 8:00 - 9:30 p.m. ET (Session two)
Webinar

Disclosure Issues During COVID-19

15 June 2020 | 12:00 - 1:30 ET
Webinar

Women in dispute resolution: Navigating the new normal, adapting career strategies and building resilience after COVID-19

11 June 2020 | 10:00 - 11:00 EST
Webinar

DLA Piper White Collar Series: Take 5

4 June 2020 | 1:00 - 2:00 ET
Webinar

Force Majeure and US-China Contract Fulfillment Challenges

6 May 2020 | 7:00 - 8:00 PST
Webinar

Risk Management Essentials: The Imperative for Proactive Cyber Risk Management

2 April 2020
Webinar

DLA Piper Global Vis Pre-Moot 2020 St Petersburg

10-11 March 2020
DLA Piper Global Vis Pre-Moots Series 2020
St Petersburg

David D. Caron Praelium

5 March 2020
New York

CIArb Australia Vis Pre-Moot hosted by DLA Piper

5-6 March 2020
DLA Piper Global Vis Pre-Moots Series 2020
Melbourne

TechLaw

5 March 2020
TechLaw Event Series
Sydney

DLA Piper Global Vis Pre-Moot 2020 Frankfurt

4 March 2020
DLA Piper Global Vis Pre-Moots Series 2020
Frankfurt

TechLaw

3 March 2020
TechLaw Event Series
Melbourne

Federal Bar Association Qui Tam Conference

27-28 February 2020

DLA Piper Global Vis Pre-Moot 2020 Rio de Janeiro

13-14 February 2020
DLA Piper Global Vis Pre-Moots Series 2020
Rio de Janeiro, RJ

DLA Piper Global Vis Pre-Moot 2020 São Paulo

13-14 February 2020
DLA Piper Global Vis Pre-Moots Series 2020
São Paulo, SP

The Seventh International Pre-Moot Amsterdam

6-9 February 2020
DLA Piper Global Vis Pre-Moots Series 2020
Amsterdam

9th Annual Advanced Trial Strategies Conference

6-7 February 2020

Are you ready for CCPA data breach litigation?

9 January 2020

Webinar

Delegation of Chinese Investors and Entrepreneurs from Sichuan, China

19 December 2019

East Palo Alto

35th Annual SEC Reporting and FASB Forum

17 December 2019

New York

Breakfast Briefing International Arbitration

13 November 2019

Miami

Employment CLE briefing and networking happy hour

7 November 2019

Dallas

DLA Piper White Collar Series: Take 5

26 September 2019

Webinar

Attorney-client privilege and work product protection for in-house life sciences lawyers

10 September 2019

Webinar

Major developments in class action litigation: a CLE webinar

16 July 2019

Webinar

TopCo liability panel

25 JUN 2019
London

Regional conference of the National Association of Attorneys General

21 May 2019

Investment Arbitration Planning

13 MAY 2019
Tel Aviv-Yafo

Financial Services Class Actions 360°: What is on the horizon in 2019?

8 MAY 2019
London

NEWS

DLA Piper represents Axogen in dismissal of amended securities class action lawsuit

30 March 2021

DLA Piper represented Axogen, Inc. in the dismissal with prejudice of an amended securities class action lawsuit filed in the US District Court for the Middle District of Florida by a proposed class of investors who claimed Axogen lied about the size of the market for its nerve graft products.

Leading trial lawyer Lyn Pruitt joins DLA Piper, along with Adria Conklin and Mary Catherine Way

25 March 2021

DLA Piper announced today that nationally recognized trial lawyer Lyn Pruitt has joined the firm's Litigation and Regulatory practice, along with Adria Conklin and Mary Catherine Way.

Geoffrey Levitt joins DLA Piper's Litigation and Regulatory practice as co-chair of Life Sciences and Health Policy and Regulatory group

22 March 2021

DLA Piper announced today that Geoffrey Levitt has joined the firm's Litigation and Regulatory practice as co-chair of the Life Sciences and Health Policy and Regulatory group.

Product liability team led by Jayme Long joins DLA Piper in Los Angeles

17 March 2021

DLA Piper announced today that Jayme Long has joined the firm's Litigation and Regulatory practice as a partner based in Los Angeles.

DLA Piper launches Aiscension to help detect and prevent cartel activity in collaboration with Reveal

15 March 2021

- New offering delivers cutting-edge technology from *Reveal* alongside DLA Piper's first-class legal know-how
 - Time and cost savings allow for companies to focus on detection
 - Faster, more effective and better value than traditional technology assisted and manual reviews
-

DLA Piper LLP (US) announces new firm and practice leadership positions

8 March 2021

DLA Piper LLP (US) is pleased to announce a number of firm and practice leadership changes.

Nate Bolin joins DLA Piper's Litigation and Regulatory practice in Washington, DC

8 March 2021

DLA Piper announced today that Nate Bolin has joined the firm's Litigation and Regulatory practice as a partner based in Washington, DC.

Securities litigator Melanie Walker joins DLA Piper in Los Angeles

1 March 2021

DLA Piper announced today that Melanie Walker has joined the firm's Litigation and Regulatory practice as a partner based in Los Angeles.

Two DLA Piper lawyers listed in *D Magazine's* 2021 Best Lawyers Under 40 list

13 January 2021

Crystal Woods, a partner in DLA Piper's Employment practice, and James C. Bookhout, an associate in the firm's Litigation and Regulatory practice, were recently named to *D Magazine's* 2021 Best Lawyers Under 40 list, which recognizes outstanding young lawyers in Dallas.

Buffy Mims joins DLA Piper's Litigation and Regulatory practice in Washington, DC

11 January 2021

DLA Piper announced today that Buffy Mims has joined the firm's Litigation and Regulatory practice as a partner in Washington, DC.

Matthew Matule joins DLA Piper's Litigation and Regulatory practice in Boston

11 January 2021

DLA Piper announced today that Matthew Matule has joined the firm's Litigation and Regulatory practice as a partner in Boston.

Retired Judge Andrew Peck appointed as Judicial Emeritus member of Sedona Conference Working Group 1 Steering Committee

5 January 2021

DLA Piper is pleased to announce that former United States Magistrate Judge Andrew J. Peck has been appointed by The Sedona Conference as a Judicial Emeritus member of the Steering Committee of Working Group 1 (WG1), effective January 2021.

Raj N. Shah named to *Crain's Chicago Business* 2020 Notable Minorities in Accounting, Consulting & Law list

17 December 2020

DLA Piper is pleased to announce that Raj N. Shah, co-managing partner of the firm's Chicago office, has been named to *Crain's Chicago Business's* 2020 Notable Minorities in Accounting, Consulting & Law list recognizing 56 professionals who have "overcome challenges and bias to rise to the top of their professions."

DLA Piper shortlisted by the *Financial Times* for five FT North America Innovative Lawyers awards

8 December 2020

DLA Piper is pleased to announce it has been shortlisted by the *Financial Times* for five FT North America Innovative Lawyers 2020 awards.

DLA Piper wins TMT Finance M&A Global Telecom Deal of the Year

8 December 2020

DLA Piper is pleased to announce that they have received the TMT Finance M&A Global Telecom Deal of the Year for their representation of T-Mobile and Deutsche Telekom in the T-Mobile-Sprint merger.

DLA Piper announces launch of Compliance Atlas app

27 October 2020

DLA Piper is pleased to announce the launch of the Compliance Atlas app, a mobile solution built to meet the policy needs of modern-day companies.

Katie Hausfeld and Kerry Johnson named to *Crain's Chicago Business* Notable Women in Law list

8 September 2020

DLA Piper is pleased to announce that Katie Hausfeld and Kerry Johnson have been named to *Crain's Chicago Business's* Notable Women in Law list.

Loren Brown named to the *National Law Journal's* 2020 list of Winning Litigators

1 September 2020

DLA Piper is pleased to announce that Loren Brown has been named a 2020 Winning Litigator by the *National Law Journal*.

DLA Piper achieves appellate victory for cryptocurrency exchange Coinbase in lawsuit over Bitcoin Gold

13 August 2020

DLA Piper won a significant appellate victory on behalf of global cryptocurrency exchange Coinbase, defeating a lawsuit alleging that the exchange violated various obligations to users when it refused to support or provide access to the forked cryptocurrency Bitcoin Gold.

Former Congressman Jim Greenwood joins DLA Piper as senior policy advisor, adding significant strength to growing life sciences policy and regulatory group

4 August 2020

DLA Piper announced today that former US Representative Jim Greenwood has joined the firm's Litigation and Regulatory practice as a senior policy advisor based in Washington, DC.

DLA Piper arbitration practice recognized as world leading by Global Arbitration Review

14 July 2020

DLA Piper has been recognized once again as having one of the world's leading international arbitration practices.

John Gibson joins DLA Piper's Litigation and Regulatory practice in Los Angeles

14 July 2020

DLA Piper announced that John Gibson has joined the firm's Litigation and Regulatory practice as a partner in Los Angeles.

Law firms collaborate on industry first to accelerate tech adoption in international arbitration

2 July 2020

DLA Piper is amongst six international law firms which have developed a Protocol to help deliver a globally consistent approach to the use of online case management platforms in international arbitration.

DLA Piper represents Axogen in dismissal of securities class action lawsuit

22 April 2020

DLA Piper represented Axogen, Inc. in the dismissal of a securities class action lawsuit filed in the US District Court for the Middle District of Florida.

Donna Thiel joins DLA Piper's Litigation and Regulatory practice and Healthcare sector in Washington, DC

11 May 2020

DLA Piper announced today that Donna Thiel has joined the firm's Litigation and Regulatory practice and Healthcare sector as a partner in Washington, DC.

DLA Piper lawyers and practices ranked in latest Chambers edition

8 May 2020

DLA Piper today announced that the firm received 172 lawyer rankings and 71 practice rankings in *Chambers USA's* 2020 guide.

DLA Piper announces partnership promotions for 2020

30 April 2020

DLA Piper is proud to announce that 67 lawyers have been promoted to its partnership. The promotions are effective as of April 1, 2020 in the United States and May 1, 2020 for EMEA and Asia Pacific. The promotions have been made across many of the firm's practice areas in 35 different offices throughout 13 countries.

Across the firm's practices globally, Corporate saw the largest intake of new partners with 19 promotions, followed by Litigation and Regulatory with 15. Intellectual Property and Technology and Finance and Projects had ten and eight promotions respectively, while there were six in Real Estate. Tax and Employment both had four, and there was one in Restructuring.

Daniel Garen joins DLA Piper's Litigation and Regulatory practice in Washington, DC

22 April 2020

DLA Piper announced today that Daniel Garen has joined the firm's Litigation and Regulatory practice as a partner in Washington, DC.

John Phillips joins DLA Piper's Litigation practice in Northern California

26 March 2020

DLA Piper announced today that John Phillips has joined the firm's Litigation practice as a partner in Northern California, based in the San Francisco office.

Ronald N. Brown, III joins DLA Piper's Litigation practice in Wilmington

19 March 2020

DLA Piper announced today that Ronald N. Brown, III has joined the firm's Litigation practice as a partner in the Wilmington office.

DLA Piper lawyers named Acritas Stars

10 March 2020

Acritas has named over 200 DLA Piper lawyers as 2020 Acritas Stars. Now in its fourth year, Acritas Stars highlights the stand-out lawyers in private practice as nominated by clients around the world. More than 3,000 senior in-house counsel feed into the nomination process to give a comprehensive view of highly recommended lawyers across the globe.

DLA Piper's Jonathan Haray named 2020 Criminal Law Trailblazer by the National Law Journal

7 March 2020

DLA Piper is pleased to announce that Jonathan Haray, a Litigation partner in the firm's Washington, DC office, has been named by the *National Law Journal* as a 2020 Criminal Law Trailblazer.

DLA Piper appoints Head of Global Government Affairs team

6 March 2020

DLA Piper announces the strengthening of its Global Government Affairs team with the appointment of Richard Sterneberg who will head up the team in its Brussels office. Richard brings with him over 20 years of experience working in Brussels as a global government affairs expert.

Keelin Kavanagh, Arthur Hoffmann and David Jaroslaw join DLA Piper's Litigation practice in New York

12 February 2020

DLA Piper announced today that Keelin Kavanagh, Arthur Hoffmann and David Jaroslaw have joined the firm's Litigation practice as partners in New York.

Craig Waugh joins DLA Piper's Litigation practice in Phoenix

11 February 2020

DLA Piper announced today that Craig Waugh has joined the firm's Litigation practice as a partner in Phoenix.

Matthew Miller, Robert Nolan and Michael Fluhr join DLA Piper's Litigation practice in Northern California

10 February 2020

DLA Piper announced today that Matthew Miller and Robert Nolan have joined the firm's Litigation practice as partners in Northern California, based in the San Francisco office, and Michael Fluhr has joined as of counsel, also based in San Francisco.

James C. Bookhout of DLA Piper listed in *D Magazine's* 2020 Best Lawyers Under 40 list

7 February 2020

James C. Bookhout was recently named to *D Magazine's* 2020 Best Lawyers Under 40 list, which recognizes outstanding young lawyers in Dallas.

Michael Hazzard joins DLA Piper's Litigation practice in Washington, DC

4 February 2020

DLA Piper announced today that Michael Hazzard has joined the firm's Litigation practice as a partner in Washington, DC.

Nicholas Klein joins DLA Piper's Litigation and Regulatory practice in Washington, DC

3 February 2020

DLA Piper announced today that Nicholas Klein has joined the firm's Litigation and Regulatory practice as of counsel in the Washington, DC office.

Christopher Mikson joins DLA Piper's Litigation practice in Philadelphia and Washington, DC

23 January 2020

DLA Piper announced today that Christopher Mikson has joined the firm's Litigation practice as a partner in Philadelphia and

Washington, DC.

DLA Piper launches its Global Litigation Guide

3 December 2019

DLA Piper has launched its 'Global Litigation Guide', which covers aspects of civil litigation in 30 jurisdictions worldwide.

Scott Wilson joins DLA Piper's Litigation practice in New York

2 December 2019

DLA Piper announced today that Scott Wilson has joined the firm's Litigation practice as a partner in the New York office.

DLA Piper achieves victory for California Institute of Technology

26 November 2019

DLA Piper recently represented the California Institute of Technology (Caltech) in the dismissal of a case filed by David Lillie, an employee of Caltech subcontractor ManTech International, which alleged defamation and a number of other causes.

DLA Piper achieves trial victory for Applied Underwriters

22 November 2019

DLA Piper recently represented Applied Underwriters, Inc. in a bench trial victory in California state court.

DLA Piper achieves victory for Maryland Reclamation Associates

6 November 2019

DLA Piper recently achieved a victory for its client, Maryland Reclamation Associates, Inc. (MRA), in a case filed against Harford County, Maryland.

34 DLA Piper lawyers in nine countries ranked among The World's Leading Patent Professionals

30 October 2019

DLA Piper is pleased to announce that IAM Patent 1000: The World's Leading Patent Professionals 2019 has named 34 DLA Piper lawyers from nine countries to its list of top patent professionals – representing an increase for the firm in numbers of both lawyers and countries.

DLA Piper's Angela Agrusa named the *Los Angeles Business Journal's* Leaders in Law 2019 Litigation Attorney of the Year

29 OCT 2019

DLA Piper is pleased to announce that Angela Agrusa, Los Angeles-based co-head of Business and Commercial Litigation and co-chair of the Food and Beverage sector, has been named the *Los Angeles Business Journals* Leaders in Law 2019 Litigation Attorney of the Year.

Jonathan Sablone joins Litigation practice in Boston

15 October 2019

DLA Piper announced today that Jonathan Sablone has joined the firm's Litigation practice as a partner in the Boston office.

DLA Piper partner Isabelle Ord honored by Western Bankers Association

11 October 2019

DLA Piper is pleased to announce that Isabelle Ord, co-chair of the firm's Class Action Litigation practice and co-leader of the LIBOR Transition practice, has received the Franzel Award from the Western Bankers Association.

Tamany Vinson Bentz named to the *Daily Journal's* list of Top Trade Secrets Lawyers

9 October 2019

DLA Piper is pleased to announce that Tamany Vinson Bentz, a Los Angeles-based partner in the IPT Litigation practice, has been named to the *Daily Journal's* 2019 list of Top Trade Secrets Lawyers.

DLA Piper announces launch of LIBOR Transition practice

23 September 2019

DLA Piper announced today the launch of its LIBOR Transition practice, which will focus on assisting companies with impact assessment and advising on benchmark reform implementation across multiple jurisdictions and products.

Abigail Reardon appointed chair of the Attorney Grievance Committee for the First Department of the Appellate Division of the New York Supreme Court

5 September 2019

DLA Piper is pleased to announce that Abigail Reardon, a partner in the firm's New York office, has been appointed by the First Department of the Appellate Division of the New York Supreme Court to serve as a chair of the Attorney Grievance Committee for the First Department.

George G. Demos joins DLA Piper's Litigation practice in Northern California

3 September 2019

DLA Piper announced today that George G. Demos has joined the firm's Litigation practice as a partner in Northern California based in the Sacramento office.

Paul Hemmersbaugh joins DLA Piper's Litigation practice as chair of Transportation Regulatory group

3 September 2019

DLA Piper announced today that Paul Hemmersbaugh has joined the firm's Litigation practice as a partner and chair of its transportation regulatory and litigation group, in Washington, DC.

DLA Piper's Angela Agrusa named to the *Los Angeles Business Journal's* 2019 list of Top Litigators and Trial Lawyers

27 August 2019

DLA Piper is pleased to announce that Angela Agrusa has been named to the *Los Angeles Business Journal's* 2019 list of Top Litigators and Trial Lawyers.

DLA Piper's Michael Garfinkel named to the *Los Angeles Business Journal's* 2019 list of Top Litigators and Trial Lawyers

27 August 2019

DLA Piper is pleased to announce that Michael Garfinkel has been named to the *Los Angeles Business Journal's* 2019 list of Top Litigators and Trial Lawyers.

Edward Hanover to join DLA Piper's Litigation practice in Northern California

26 August 2019

DLA Piper announced today that Edward Hanover will join the firm's Litigation practice as a partner in Northern California based in the Silicon Valley office.

DLA Piper represents Applied Underwriters in defeat of three class certification motions

19 August 2019

DLA Piper represented Applied Underwriters in its defeat of three separate motions for class certification arising out of a regulatory dispute over whether a reinsurance transaction adjunct to workers' compensation coverage was required to be filed with, among others, the California Department of Insurance.

DLA Piper partner Andrew Hoffman named to the *Daily Journal's* Top 40 Under 40 list

16 August 2019

DLA Piper is pleased to announce that Andrew Hoffman, a partner in the firm's Litigation practice, has been named to the *Daily Journal's* 2019 Top 40 Under 40 list honoring young California lawyers across a range of practice areas.

Six-partner group joins DLA Piper across key markets and practice groups from coast to coast

18 July 2019

DLA Piper announced today the addition of a six-partner group whose members will be part of the firm's Corporate, Intellectual Property and Technology, and Litigation practices. The partners will be based in San Francisco, Los Angeles, Silicon Valley and New York.

DLA Piper secures significant victory for Houston Casualty

3 July 2019

DLA Piper secured a significant victory for Houston Casualty in *Houston Casualty Co. v. Cavan Corp. of N.Y., et al.* before the New York State Supreme Court on June 27, 2019.

DLA Piper's Ilana Eisenstein named an Unsung Hero by the *Legal Intelligencer*

19 June 2019

DLA Piper is pleased to announce that Ilana Eisenstein, a Philadelphia-based partner and co-chair of the Appellate Advocacy practice, has been named to the *Legal Intelligencer* 2019 list of Unsung Heroes.

DLA Piper secures appellate victory for Petrobras America

18 June 2019

DLA Piper secured a victory on behalf of Petrobras America, Inc. in a long-running lawsuit against Vicinay Cadenas, S.A., a manufacturer of chains and accessories for the offshore industry.

Scott Weber joins DLA Piper's Litigation practice in New York

10 June 2019

DLA Piper announced today that Scott Weber has joined the firm's Litigation practice as a partner in the New York office.

DLA Piper represents the Conrad Prebys Foundation in dismissal of derivative lawsuit

31 MAY 2019

DLA Piper represented the Conrad Prebys Foundation, a charitable foundation started by late philanthropist and San Diego developer Conrad Prebys, in the successful dismissal of a lawsuit filed by Prebys' partner and former foundation board member.

named to *Latinvex's* list of Latin America's Top 100 Female Lawyers

23 MAY 2019

DLA Piper is pleased to announce that Kate Brown de Vejar and Lida Rodriguez-Taseff have been named to *Latinvex's* 2019 list of Latin America's Top 100 Female Lawyers.

DLA Piper announces launch of Artificial Intelligence practice

14 MAY 2019

DLA Piper announced today the launch of its Artificial Intelligence practice, which will focus on assisting companies as they navigate the legal landscape of emerging and disruptive technologies, while helping them understand the legal and compliance risks arising from the creation and deployment of AI systems.

Mariana Lozza and Nicolas Teijeiro join DLA Piper Argentina

14 MAY 2019

DLA Piper Argentina announced today the addition of Mariana Lozza as a partner in the International Arbitration practice and Nicolas Teijeiro as a partner in the Corporate Finance practice. Both will be based in the firm's Buenos Aires office.

Carl Wessel joins DLA Piper's Litigation practice in Washington, DC

22 APR 2019

DLA Piper announced today that Carl Wessel has joined the firm's Litigation practice as a partner in Washington, DC.

DLA Piper represents Immunomedics in dismissal of class action lawsuit

16 APR 2019
