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Yi-Tong Ma

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This volume reproduces the texts updated and reworked by the authors presented at the 2007 Conference the 60th in this venerable and highly influential series at which the theme was and Retaliation and Whistleblowersand There could not be a more timely exploration of this complex workplace issue The United States Supreme Court in several pending cases and in the recent landmark cases of Burlington Northern v White and Garcetti v Ceballos has turned its full attention to workplace retaliation claims States and municipalities also continue to struggle in laying out the scope of permissible claims under state constitutional and statutory whistleblower provisions and under the common law of wrongful discharge Among the new and significant issues considered in this volume are the following new limits on the scope of the cause of action in the wake of Burlington Northern implied protection of employee activity under ADEA and the FLSA the scope of and protected activity and under and 806 of the Sarbanes Oxley Act issues of privilege when investigation counsel are used to inform corporate decision making state whistleblower laws and the expansion or preemption of common law protections under the common law tort of wrongful discharge NLRA protection of collective protests by non union workers and potential expansion of the formal definition of and jobsand under Garcetti v Ceballos to foreclose the first amendment avenue Besides papers by panelists at the Conference ten other leading practitioners and academics also provide commentary in this volume As always this important annual publication offers definitive current scholarship in its theme area of labor and employment law As such it will be of inestimable value to practitioners government officials academics and others interested in developments in U S employment and labor relations law and practice **Shareholder Activism Handbook** Jay W. Eisenhofer, Michael J. Barry, 2005-01-01 Shareholder Activism Handbook is the single most comprehensive guide on all matters relating to enforcing shareholders rights As shareholder activism becomes a more integral part of investing the law continues to respond accordingly Legislators Bank Directors', Officers' and Lawyers' Civil Liabilities, 3rd Edition Villa, 2020-05-19 Bank Directors Officers and Lawyers Civil Liabilities Third Edition is an essential resource for any attorney who is litigating or attempting to settle cases brought by the federal and state banking regulators against directors officers and legal counsel of financial institutions It provides current analysis of the new law emerging from the courts the Supreme Court's landmark decision in O Melveny does federal or state law control What are acceptable courses of conduct for the bank What must agencies prove before a court will enforce an administrative subpoena for financial data How does the Sarbanes Oxley Act of 2002 affect those banks that constitute a public company New developments analyzed in the Third Edition include Updated quidance from the banking regulatory agencies on implementing effective Bank Secrecy Act Anti Money Laundering compliance programs Updated regulations on the application of the Volcker Rule Recent ethics opinions addressing the nature and extent of a lawyer's duty with respect to the return of a client's files An attorney's liability as a joint tortfeasor for participating in another's breach of fiduciary duty Updated guidance on the imposition of firm wide penalties in enforcement actions and on capital requirements for community banking entities New case law addressing issues under the Delaware

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