Publications
June 1, 2015

NLRB Rules that Employees may use Employer E-mail System to Engage in Concerted Activity

In a recent decision, the National Labor Relations Board (NLRB) ruled that employees who are granted access to their employer's e-mail system for business purposes are generally entitled to use these work e-mail systems to engage in discussions about the terms and conditions of their employment while on non-working time.

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EEOC Loses a Fourth Circuit Case on Background Checks

Equal Employment Opportunity Commission v. Freeman, No. 13-2365, 2015 WL 728038 (4th Cir. Feb. 20, 2015) deals with the EEOC position on background checks.

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SCOTUS Rules That ERISA Fiduciaries Have Distinct Liability For Duty To Monitor Plan Investments

In a recent decision that has surely unnerved many retirement plan fiduciaries, the Supreme Court, in the case of Tibble v. Edison International et al., No. 13-550, 2015 WL 2340845 (May 18, 2015), weighed in on the issue of whether a retirement plan fiduciary can be held liable for retaining an imprudently selected investment after the statute of limitation has run from the date of the initial selection of the investment.

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OFCCP Update: Executive Order 13673, Fair Pay and Safe Workplaces

Since April 2014, President Obama has signed a long list of Executive Orders affecting government contractors' relationships with employees.

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An Active Term: Supreme Court Employment Cases of 2015

The Supreme Court has issued opinions in a number of significant employment law cases during its 2015 term.

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