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Subject: State-Level Sanctions Linger As Deterrent Despite Iran Deal

PUBLIC POLICY

COMING SOON: Law360 In-Depth, the magazine for business lawyers

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Monday, June 6, 2016

TOP NEWS

State-Level Sanctions Linger As Deterrent Despite Iran Deal

As domestic and foreign companies grapple with an Iranian market being carefully pried open by the removal of U.S. sanctions under a historic nuclear accord, they must now exercise caution in the face of previously overlooked state-level bans on procurement and public investments with Iranian trade partners.

Gillette, Other Cos. Tell High Court Tax Compact Binding

Gillette is one of several companies seeking U.S. Supreme Court review of a California high court decision they say improperly found the Multistate Tax Compact, and its taxable income apportionments, to not be binding on the state's legislature.

DC Circ. Upholds NRC's Spent Nuke Fuel Storage Rule

The D.C. Circuit on Friday upheld the U.S. Nuclear Regulatory Commission's justification for allowing spent nuclear fuel to be stored on-site at active facilities, rejecting claims by environmentalists, Native Americans and states that the policy violates federal law.

Fed Unveils Capital Rules For Insurance Cos.

The Federal Reserve on Friday unveiled two proposals that will alter the way insurance companies calculate their capital reserves and, for the two systemically important insurers, the way they protect against risk.

Ex-Rep. Doesn't Want Pols Liable For Saying They're Honest

Former U.S. Rep. Aaron Schock hit back at a putative class action brought by campaign donors who claim he portrayed himself as honest while spending their cash on travel and luxuries, arguing Friday a suit over what he said while campaigning would open all politicians up to liability.

Fattah Can't Dodge Corruption Charges As Gov't Case Rests

Rep. Chaka Fattah, D-Pa., and his four co-defendants began presenting evidence to a federal jury in Philadelphia on Friday, but not before a judge overseeing the sweeping racketeering conspiracy trial rejected a string of motions at the close of the government's case seeking to immediately dismiss

LAW FIRMS

Akin Gump
Baker Botts
Bracewell LLP
Brannock & Humphries
Buchanan Ingersoll
Cadwalader Wickersham
Covington & Burling
DLA Piper
Dentons
Dinsmore & Shohl
Dorsey & Whitney
Drinker Biddle
Eaton & Van Winkle LLP
Fenwick & West
Fried Frank
Gibson Dunn
Greenberg Traurig
Hagens Berman
Harmon Curran
Haynes and Boone
Hogan Lovells
Jones Day
K&L Gates
King & Wood Mallesons
Kirkland & Ellis
Kramer Levin
Latham & Watkins
Littler Mendelson
Mayer Brown
McDermott Will

the charges.

ANALYSIS

Camera-Shy Justices Watch As Courts OK Video Coverage

U.S. Supreme Court justices are increasingly isolated in their refusal to allow video recordings of oral arguments, according to a new government report that shows the highest courts in states and other Western countries widely embracing camera coverage.

BANKING & SECURITIES

HK Exchange Plans To More Closely Scrutinize IPO Candidates

The Hong Kong Stock Exchange said it would be more stringent with its initial public offering vetting and listing requirements on Friday, in an effort to stem a recent trend in which controlling shareholders use their companies' IPO status to liquidate their holdings.

ENERGY & ENVIRONMENTAL

Exelon To Close Ill. Nuclear Power Plants After Bill Stalls

After the Illinois General Assembly ended the Spring legislative session this week with no movement on an energy bill, Exelon Corp. announced Thursday it would shut down two nuclear power plants in the state.

DC Circ. Sticks By Ruling In Puerto Rico Incinerator Case

The D.C. Circuit on Thursday refused to revisit a March panel ruling rejecting a Sierra Club challenge to a decades-old EPA regulation used to approve a waste incinerator project in Puerto Rico.

DC Circ. OKs Rule Allowing Endangered Antelope Hunting

The D.C. Circuit on Friday rejected environmental groups' effort to sink a U.S. Fish and Wildlife Service rule allowing the hunting of three endangered species of antelope if the animals are captive-bred, saying a 2014 spending bill rider mandating the rule is constitutional.

HEALTH & LIFE SCIENCES

Vermont Gov. Signs Drug Price Transparency Bill

Vermont Gov. Peter Shumlin on Friday signed into law a bill that aims to require greater transparency on behalf of drug manufacturers when they increase prices of prescription medicine, a measure that has been criticized for having too small a penalty for those who break it.

Planned Parenthood Challenges Fla. Abortion Law

Planned Parenthood is seeking to block a Florida law set to go into effect on July 1 that prohibits public funding for any organization affiliated with a licensed abortion clinic and heightens clinic restrictions, complaining in a federal suit on Thursday that the measures are unconstitutional and will endanger the health of low-income residents.

New Ala. Abortion Laws Are Unconstitutional, Clinic Says

An Alabama abortion clinic asked a federal court Thursday to declare three new abortion laws unconstitutional — including one that bans clinics within a certain distance from schools — claiming the court previously declared other

McGuireWoods

Ogletree Deakins

Orrick Herrington

Paul Weiss

Podhurst Orseck

Post & Schell

Quinn Emanuel

Schnader Harrison

Sedgwick LLP

Sheppard Mullin

Sidley Austin

Silverstein & Pomerantz

Skadden

Squire Patton Boggs

Stearns Weaver

Stradley Ronon

WilmerHale

COMPANIES

AARP Inc.

Ameren Corporation

American Bar Association

American Civil Liberties Union

American Hospital Association

American International Group Inc.

Associated Press

BTI Consulting Group Inc.

CSX Corporation

Commonwealth Edison Co.

Delaware North Cos.

Dell Inc.

Dollar General Corporation

Electronic Frontier Foundation

Exelon Corporation

Facebook

Google Inc.

Helsinn Healthcare SA

Home Box Office Inc.

Hong Kong Exchanges and Clearing

International Association of Defense Counsel

Jones Apparel Group Inc.

Kimberly-Clark Corporation

Microsoft Corporation

Murray Energy Corp.

National Association of

laws with similar effects on abortion access unfair.

IP & TECHNOLOGY

Public Works Copyright Bill Advances In Calif. Assembly

The California Assembly on Thursday by a large majority passed a measure that would allow the state government to obtain copyrights for materials that it creates, despite the Electronic Frontier Foundation's claim that it could suppress the dissemination of government-funded works.

EMPLOYMENT

Fla. Gov. Wins 3 Of 4 Judicial Appointment Cases

Florida Gov. Rick Scott prevailed on legal technicalities Friday in three of four recent challenges to his administration's cancellations of judicial elections after retiring judges filed postdated resignations, but the Florida Supreme Court ordered a vote where an incumbent stepped down to run for another position.

Bracewell Atty Can Testify In Coal Jobs Suit: Murray Energy

Murray Energy Corp. on Thursday blasted the U.S. Environmental Protection Agency's bid to prevent a Bracewell LLP attorney who was a Bush-era EPA official from testifying in the company's suit accusing the agency of failing to assess the impact of air regulations on jobs.

Rubio Advances 3 Nominees To Federal Bench But Blocks 1

Sen. Marco Rubio, R-Fla., recently submitted his so-called blue slips for three U.S. District Court nominees but declined to do so for a fourth nominee to help fill judicial vacancies in the Sunshine State, Rubio's office said Friday.

7th Circ. OKs 'Stupid But Constitutional' Teacher Suspension

The Seventh Circuit on Thursday refused to revive a public school teacher's suit alleging the Chicago Board of Education violated his free-speech rights when he was suspended for using the N-word in class, calling the suspension "stupid but constitutional."

PRIVACY & CONSUMER PROTECTION

Fla. On Hook For Legal Fees In Same-Sex Marriage Cases

The state of Florida will end up paying nearly \$500,000 for its unsuccessful defense of the state's prohibition against same-sex marriage, struck down nearly two years ago, after reaching a settlement with two groups of plaintiffs who challenged the law.

GOVERNMENT CONTRACTS

White House Issues Plan To Cut Gov't Software Spending

The White House on Thursday released a plan intended to cut down on the federal government's nearly \$6 billion in annual software spending by centralizing some purchasing and making procurement more collaborative between agencies, saying its current software acquisition processes are "fragmented and inefficient."

INTERNATIONAL TRADE

Manufacturers

National Automobile Dealers Association

National Cable & Telecommunications Association

Nationwide Mutual Insurance Co

Natural Resources Defense Council

Neiman Marcus Group

Northeast Bancorp

PhRMA

Planned Parenthood Federation

Procter & Gamble Co.

Prudential Financial Inc.

Public Broadcasting Service

Public Knowledge

QUALCOMM Incorporated

R.J. Reynolds Tobacco Co.

Sierra Club

Sigma-Aldrich Corporation

Starbucks Corporation

State Farm

Stryker Corporation

Teavana Corp.

TransCanada Corporation

Turing Pharmaceuticals AG

U.S. Chamber of Commerce

UBS AG

Universal Health Services Inc.

Wal-Mart Stores Inc.

Washington Redskins

Waste Management, Inc.

GOVERNMENT AGENCIES

Bureau of Indian Affairs

Bureau of Labor Statistics

California Franchise Tax Board

Consumer Product Safety Commission

Department of Commerce

Drug Enforcement Administration

Equal Employment Opportunity Commission

European Commission

Executive Office of the President

Federal Communications Commission

OECD Trade Ministers Back Intensified WTO Negotiations

Trade officials from Organization for Economic Cooperation and Development member countries said Friday they would push more actively to finalize World Trade Organization agreements to streamline customs procedures and slash red tape at borders, as the WTO works toward another major meeting next year.

Vetoed Keystone Bill Wasn't Congress's Will, Gov't Says

The Obama administration on Thursday said vetoed legislation doesn't count as the will of Congress when it comes to limiting presidential authority, urging a Texas federal judge to throw out TransCanada's suit over the administration's rejection of the Keystone XL pipeline.

NATIVE AMERICAN

GSA Finalizes Rule To Allow Tribes To Use Fed. Supply System

The General Services Administration on Monday will publish its final rule allowing Native American tribes and their housing agencies to save money by using the same supply schedules that are available to federal agencies.

Obama Signs Bill To Bolster Tribal Foster Care Requirements

President Barack Obama signed into law Friday a bill aimed at protecting Native American children by requiring all adults living in a potential foster home to undergo a background check before a tribal court can order a child's placement there.

TELECOMMUNICATIONS

FCC Opens Comments On 5.9 GHz Band Plan

The Federal Communications Commission is seeking comments on its plan to open up spectrum in the 5.9 GHz band for unlicensed use to alleviate what Google, the National Cable and Telecommunications Association and others have called the "dangerously congested" wireless space.

EXPERT ANALYSIS

In Congress: Looking To Ramp Up Review Of Legislation

After a slowdown of the fiscal year 2017 appropriations process, and subsequent holdup of other floor activity prior to their departure for the Memorial Day recess, leaders on both sides of Capitol Hill are looking to ramp up their consideration of legislation, say Richard Hertling and Kaitlyn McClure of Covington & Burling LLP.

EPA 2017 Renewable Fuel Volumes: Plowing The Same Furrow

In its 2017 volumes proposal under the Renewable Fuel Standard, the U.S. Environmental Protection Agency utilized largely the same methodology it employed in late 2015. Once again, the agency is likely to face critical comments from all sides as it seeks a final resolution that best approximates the realities of the market while trying to spur that market forward, says James Rubin, a partner at Dorsey & Whitney LLP.

Problematic Copyright Provisions In TPP

While many of the Trans-Pacific Partnership's intellectual property provisions are consistent with strong copyright provisions already in place in the U.S., a thorough examination reveals that the TPP's treatment of copyright law is

Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Government Accountability Office
Internal Revenue Service
Mississippi Band of Choctaw Indians
Nuclear Regulatory Commission
Office of National Drug Control Policy
Office of the U.S. Trade Representative
Securities and Exchange Commission
Transportation Security Administration
U.S. Census Bureau
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
World Intellectual Property Organization

emphatically anti-innovation, say Ciara Mittan and Andrew Bridges of Fenwick & West LLP.

Ensuring Compliance Under New Ill. Security Breach Statute

Amendments to Illinois' Personal Information Protection Act impose additional notification requirements on entities that hold trigger data, such as Social Security numbers and medical records. The prospect of a significant fine imposed by Illinois' attorney general and a recent decision in favor of consumers from the Seventh Circuit indicate it's important for entities to take action that can help to satisfy compliance, says Kwabena Appenteng at Littler Mendelson PC.

LEGAL INDUSTRY

The 3 Worst Parts Of Associate Life In BigLaw

Life at a BigLaw firm is tough for associates. While hard work may lead to a partnership or a lucrative lateral jump, the path can feel never-ending. Here, experts look at the most frustrating and challenging parts of being an associate.

Sedgwick Trades Staff For Tech, Hands Out Pink Slips

Sedgwick LLP confirmed Friday that it has recently laid off a number of staffers in an effort to maintain efficiency as technology continues to allow for slimmer ranks.

6 Supreme Court Cases Every BigLaw Attorney Should Watch

While all eyes are on the U.S. Supreme Court's most controversial cases, the justices also have a number of opinions left to issue in lower-profile cases that could impact businesses including government contractors, car dealers, retailers and technology giants. Here are six cases every corporate lawyer should keep tabs on as the high court term ends.

GC Cheat Sheet: The Hottest Corporate News Of The Week

Strife at the Consumer Product Safety Commission and victory for the Securities and Exchange Commission's in-house court top the list of the corporate legal news you may have missed last week.

Ups And Downs Go On As Legal Sector Adds 1K Jobs In May

Employment in the legal services sector continued to be unpredictable in May, as about 1,000 jobs were gained in the industry after losing close to that number in April, according to the U.S. Bureau of Labor Statistics' monthly jobs report, released on Friday.

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

JOBS

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