Corporate Legal Departments
Practicing Law in a Corporation
Fourth Edition
Carole Basri and Irving Kagan

This release expands and updates Corporate Legal Departments with practical discussion of topics of importance to in-house lawyers. Among the matters discussed are the following:

**Law department survey data:** The release draws upon recent surveys of corporate law departments to highlight trends and challenges like these:

- Spending trends in law departments, especially spending on outside counsel. See § 1:1; see also § 15:1.
- Alternatives to hourly pricing for outside work. See § 1:1.
- Alternative ways of classifying jobs within the law department. See § 2:5.
- The frequency of data breaches within the surveyed organizations, the discrepancies in base salaries between male and female chief legal officers, and the emphasis that CLOs put on compliance. See § 7:5.2[B].
- New survey excerpts include the Introduction to the Altman Weil 2014 Chief Legal Officer Survey, and the Executive Summary of the ACC 2015 Chief Legal Officers Survey. See chapter 7, Exhibit 7F and Exhibit 7G.

**In-House Counsel’s Handbook:** This release includes extensive updates to Appendix A, which is designed to help in-house counsel understand pertinent points in key areas of their practice. Included are the following:

- **The Federal Antitrust Laws,** by Jay Fastow & Denise Plunkett, highlights antitrust issues such as the continuing impact of the Supreme Court’s *Activis* decision regarding the legality of “reverse-payment” agreements between competitors; the Court’s recent rulings on state action immunity; current

(continued on reverse)
Hart-Scott-Rodino Act thresholds for pre-merger notification; and more. See Appendix A1.

- **Employment Law**, by Paul J. Siegel, provides new discussion of the EEOC’s controversial pregnancy discrimination guidance. See Appendix A2.

- **Securities Laws**, by David A. Sakowitz, discusses, among other things, the Supreme Court’s 2015 decision in the *Omnicare* case, exploring the circumstances under which a statement of opinion in a disclosure statement could constitute a misstatement or omission under section 11. See Appendix A4.

- **Whistleblower Provisions of the Dodd-Frank Act**, by Marc Litt, analyzes recent whistleblower cases to draw lessons about the eligibility of compliance officers and other executives for awards; how awards may be adjusted for future collections; how awards reflect collections by other regulators; and the SEC’s active protection of whistleblowers. See Appendix A5.

- **Foreign Corrupt Practices Act**, by Keith Martin & Ginger Collier, assesses the most recent enforcement activities under the FCPA. See Appendix A6.

- **Export Control Laws**, by Thomas B. McVey, describes how the State and Commerce Departments are currently undertaking a major revision of U.S. export control laws. See Appendix A7.

- **U.S. Customs Law and Compliance**, by Alan Kashdan & F. Amanda DeBusk, provides up-to-date information on the activities of the U.S. Bureau of Customs and Border Protection. See Appendix A8.

- **Money Laundering and Asset Forfeiture**, by Josh Heiliczer, notes a New York State regulatory scheme for virtual currency businesses that was announced in June 2015. See Appendix A9.

- **Electronic Discovery: Being Prepared for Litigation**, by Ignatius A. Grande, includes, among other updates, an expanded discussion of technology-assisted review and predictive coding for handling large numbers of electronic documents in discovery. See Appendix A14.

- **Bankruptcy**, by Arnold Gulkowitz & Shaya M. Berger, focuses on recent Supreme Court bankruptcy decisions. See Appendix A15.

- **Immigration Law**, by David Hirson & Eric M. Dominguez, provides information on some of the important recent developments in this rapidly changing area of the law. See Appendix A17.

- **Real Estate Leasing Transactions**, by Mark E. Maltz & Glenn E. Motelson, is expanded with treatment of lease terms regarding compliance with laws, renewal options, rights of first offer or refusal, holdover, and more. See Appendix A19.

PLI is proud to publish *Corporate Legal Departments*. If you have any comments or questions, please contact us (see “*Questions About This Book?”* on the page following the title page).
# FILING INSTRUCTIONS

Corporate Legal Departments
*Practicing Law in a Corporation*

Release #8
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