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Subject: NY Bar Says Attys Can Rent Out Offices In Co-Working Biz

Date: Wed, 26 May 2021 08:08:08 +0000

 Law360 New York

NEW YORK

Wednesday, May 26, 2021

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TOP NEWS

NY Bar Says Attys Can Rent Out Offices In Co-Working Biz

New York-based attorneys are permitted to run a nonlegal business that consists of renting out law office space to other lawyers, the New York State Bar Association committee on legal ethics said in an opinion issued Tuesday.

Opinion attached | [Read full article »](#)

Cuomo Nominates Singas, Cannataro For NY High Court

Gov. Andrew M. Cuomo has nominated Nassau County District Attorney Madeline Singas and Citywide Administrative Judge of the Civil Court of the City of New York Anthony Cannataro to fill two vacancies on the New York State Court of Appeals, his office said Tuesday.

[Read full article »](#)

Austrian Bankers Laundered \$170M For Odebrecht, Feds Say

Brooklyn federal prosecutors on Tuesday unsealed charges against two Austrian bankers accused of laundering more than \$170 million on behalf of Brazilian construction conglomerate Odebrecht SA.

Indictment attached | [Read full article »](#)

SEC Eyes Feds' Bid To Force Ex-Nomura Trader To Pay \$1.2M

The outcome of prosecutors' effort to force ex-Nomura trader Michael Gramins to pay \$1.2 million for allegedly scheming to trick real estate bond buyers will impact how securities regulators seek to resolve their companion case, a Manhattan federal judge was told Tuesday.

[Read full article »](#)

Bannon Charges Tossed After Pardon Over Gov't Objections

A Manhattan federal judge tossed a fraud indictment Tuesday against pardoned Trump associate Steve Bannon, rejecting the government's unusual bid to terminate him as a defendant but keep the charges on the books.

Order attached | [Read full article »](#)

Judge Grants Speedy Discovery In Kossoff PLLC Bankruptcy

A federal bankruptcy judge on Monday called for expedited discovery into the assets of New York real estate law firm Kossoff PLLC, after clients pushed the firm into bankruptcy this month seeking to recover more than \$8 million in escrow funds.

2 documents attached | [Read full article »](#)

 Law360 Rising Stars

LAW FIRMS

Anderson Kill
Blackstone Chambers
Carter Ledyard
Cloth Fair Chambers
Cohen Milstein
Cooley LLP
Cozen O'Connor
Cravath Swaine
Crowell & Moring
DLA Piper
Davidoff Hutcher
Davis Firm PC
Davis Polk
Davis Wright Tremaine
Dechert
Desmarais LLP
Dewey & LeBoeuf
Erskine Chambers
Essex Court Chambers
Foy & Sepowitz
Gibson Dunn
Goldfarb Seligman
Goodwin Procter

Judge OKs Epstein Guards' No-Jail Pact With Prosecutors

A New York federal judge on Tuesday approved a deferred prosecution agreement for two correctional officers responsible for guarding Jeffrey Epstein the night that he died by suicide, ending the criminal case against the guards and allowing them to skirt prison so long as they comply with the deal's terms.

Letter attached | [Read full article »](#)

POLICY & REGULATION

NY To Launch Pandemic Rent Relief Program On June 1

A long-awaited program to administer more than \$2 billion in federal pandemic rental assistance across New York will open on the morning of June 1, state officials said Tuesday.

[Read full article »](#)

Coronavirus Regulations: A State-By-State Week In Review

The continuing decline in COVID-19 cases and the upcoming Memorial Day holiday spurred more reopening activity this past week in places like New Jersey, where Gov. Phil Murphy announced the major move of lifting the indoor mask mandate and indoor and outdoor social distancing requirements ahead of the holiday weekend.

[Read full article »](#)

REAL ESTATE & DEVELOPMENT

Real Estate Rumors: Mill Creek, Boston Properties, MMG

Mill Creek Residential has reportedly landed \$65.93 million in financing for a Florida multifamily project, Boston Properties is said to be paying \$300 million for the leasehold of a Manhattan office tower, and MMG Equity Partners has reportedly dropped \$12 million on a Florida retail center.

[Read full article »](#)

ENERGY & ENVIRONMENTAL

PDVSA Says There's No Need To Rush \$1.9B Bond Case

Venezuela's state-owned oil company has rebutted arguments that shares in U.S. oil giant Citgo's parent company securing some \$1.9 billion in defaulted bonds may not be worth enough to repay bondholders, telling the Second Circuit on Monday that such estimates are based on outdated figures.

2 documents attached | [Read full article »](#)

INSURANCE

Casino Says Insurers Who Forgot Virus Exemption Must Pay

A group of insurers must pay for a Florida casino's pandemic-related business losses because they failed to include virus exemptions in their policies, the casino has claimed in a suit filed in New York state court.

Complaint attached | [Read full article »](#)

CYBERSECURITY & PRIVACY

Clearview AI Urges Ill. Court To Toss Biometric MDL Claims

Clearview AI wants an Illinois federal judge to toss multidistrict litigation claims that it unlawfully collected biometric information from photos on the internet, arguing that the allegations attack conduct that largely occurred out of state.

Memorandum attached | [Read full article »](#)

Greenberg Traurig
Gunster Yoakley
Hach & Rose LLP
Hogan Lovells
Jeffrey Samel
Jenner & Block
Jones Day
K&L Gates
Kelley Drye
Kirkland & Ellis
Kossoff PLLC
Labaton Sucharow
Landman Corsi
Latham & Watkins
Law Offices of Montell Figgins
Linklaters
Loevy & Loevy
Martin Pringle
Matteuzzi & Brooker
Mayer Brown
Meitar
Merlin Law Group
Morrison & Foerster
Mukasey Frenchman
Nelson Mullins
O'Melveny & Myers
One Essex Court
Paul Hastings
Paul Weiss
Phelps Dunbar
Robert G. Leino
Scott+Scott Attorneys at Law LLP
Selendy & Gay
Shavitz Law Group
Sheppard Mullin
Sidley Austin
Siebman Forrest
Skadden Arps
The Moskowitz Law Firm PLLC
Thrasher Buschmann
Three Raymond Buildings
Togut Segal
Troutman Pepper
Whitaker Chalk
Willkie Farr
Wilson Sonsini
Winston & Strawn

COMPANIES
AXA XL Ltd.
Advanced Recovery Systems LLC

INTELLECTUAL PROPERTY

'Shadowy NY Hedge Fund' Jab Tainted IP Trial, Gigamon Says

Gigamon has asked U.S. District Judge Rodney Gilstrap for a new trial after a Texas jury found claims in its network data-management patents were invalid, saying the jurors were improperly swayed by the defendant's arguments that Gigamon's new owner was "a shadowy New York hedge fund."

Motion attached | [Read full article »](#)

MEDIA & ENTERTAINMENT

Hair Company's Case Against Cosmo Hangs On By A Thread

A New York state judge on Tuesday largely dismissed a \$35 million lawsuit against Cosmopolitan magazine by a hair extension company that claimed the publisher reneged on a branding and advertising deal and stole its secrets to profit from a competing product.

[Read full article »](#)

EMPLOYMENT

Labor Unions Slam NY Bill To Let Gig Workers Unionize

Worker advocacy groups and labor unions on Tuesday denounced New York legislation not yet introduced that would let gig workers unionize, a proposal the organizations said would deprive workers in the state of key labor law protections.

[Read full article »](#)

Bankrupt Hertz Reaches Settlement On \$48M Overtime Suit

Bankrupt car rental giant Hertz Global told a New York court that it has settled a \$47.9 million potential class action claim over unpaid overtime for \$200,000 in cash, as part of a larger \$7.1 million settlement of this and four similar suits.

Notice attached | [Read full article »](#)

Amtrak Says Ex-Cop Can't Hide Past Conviction In Injury Suit

Amtrak is fighting a bid by one of its former police officers in a workplace injury suit to restrict what a jury hears about his past conviction for misrepresenting his work experience, saying it demonstrates the officer's propensity for lying to the company.

Motion attached | [Read full article »](#)

BENEFITS

AT&T Partially Beats Suit Over Early Retirement Benefits

A New York federal court granted a partial win Tuesday to AT&T in a proposed class action lodged by two retirees who say they should have been paid retirement benefits retroactively, agreeing with the benefit plan committee that plan language blocked retroactive payments.

Order attached | [Read full article »](#)

SECURITIES & WHITE COLLAR

GreenSky Investors Strike \$27.5M Deal Over IPO Disclosures

GreenSky investors have reached a \$27.5 million settlement deal over allegations the lending technology company made misleading statements ahead of its initial public offering, according to documents filed in New York federal court.

Advancement Project
Boston Properties Inc.
CITGO Petroleum Corp.
Cable News Network Inc.
Capital Area Immigrants Rights Coalition
Citigroup Inc.
Colonial Pipeline Co.
Crystallex International Corp
Elliott Management Corp.
Equal Justice Initiative
GC Services Ltd. Partnership
Gigamon Inc.
GoFundMe Inc.
GreenSky LLC
Hearst Corp.
Hertz Global Holdings Inc.
IMG Worldwide Inc.
LexisNexis Group
LinkedIn Corp.
Lyft Inc.
MUFG Union Bank NA
Magic City Casino
MediaTek Inc.
Microsoft Corp.
NAACP Legal Defense and Educational Fund Inc.
National Association for the Advancement of Colored People
National Australia Bank Ltd.
National Employment Law Project
New York State Bar Association
Occidental Petroleum Corp.
Odebrecht SA
Porsche
R1 RCM Inc.
Sequoia Capital Operations LLC
Silver Lake
Spokeo Inc.
Temasek Holdings Pte. Ltd.
The Lawyers' Committee for Civil Rights Under Law
Toshiba Corp.
UMB Financial Corp.
Uber Technologies Inc.
United Auto Workers
Vera Institute of Justice Inc.

GOVERNMENT AGENCIES

Food and Drug Administration
Illinois Department of Public Health
National Railroad Passenger Corp.

MERGERS & ACQUISITIONS

5 Firms Lead Valens To \$1.16B Valuation Via SPAC Merger

Valens, an Israeli developer of semiconductor technology for the audiovisual and automotive markets, will combine with a special purpose acquisition vehicle at a \$1.16 billion valuation, the companies said Tuesday, in an agreement developed by five law firms.

[Read full article »](#)

PRIVATE EQUITY

Cooley Steers Weight Loss Co. Noom's \$540M Series F Round

Weight loss company Noom Inc. said Tuesday that it has raised about \$540 million in a Cooley LLP-advised funding round led by Silver Lake Partners, as the digital startup seeks to help users reduce anxiety and stress, as well as shed pounds.

[Read full article »](#)

EXPERT ANALYSIS

New Circuit Split Complicates Domestic Securities Test

The First Circuit's recent holding in *U.S. Securities and Exchange Commission v. Morrison* cements a new circuit split over when a securities transaction is considered domestic, introducing new wrinkles to the already-vague standards courts have relied on to interpret the U.S. Supreme Court's *Morrison* test, say Eric Belfi and David Saldamando at Labaton Sucharow.

[Read full article »](#)

FDCPA Rulings Show Spokeo's Influence, 5 Years Later

After the U.S. Supreme Court's 2016 *Spokeo v. Robins* decision made it harder for plaintiffs to establish violations of consumer protection statutes such as the Fair Debt Collection Practices Act, federal appeals courts didn't immediately fall in line — but recent decisions suggest that the tide may be turning, say Brett Watson and Karl Riley at Cozen O'Connor.

[Read full article »](#)

Don't Forget Due Diligence In Race For Lateral Associate Hires

Amid high demand for associates and aggressive competition to attract talent, law firms should take three key steps to conduct meaningful prehire due diligence and safeguard against lateral hiring mistakes that can hurt their revenue and reputation, says Michael Ellenhorn at Decipher.

[Read full article »](#)

LEGAL INDUSTRY

'Not A Flash In The Pan': BigLaw Racial Justice Aid Continues

A number of large law firms donated tens and hundreds of thousands of dollars last spring amid the racial reckoning brought on by the murder of George Floyd. A year later, Law360 Pulse looks at how law firms are following up on those initial donations.

[Read full article »](#)

Mayer Brown Selects Finance Partner As Next Chair

Mayer Brown LLP announced on Tuesday that it has tapped a structured finance partner based in New York and Chicago to succeed its chair of nine years.

[Read full article »](#)

New York Attorney General's Office
Office of Foreign Assets Control
Serious Fraud Office
U.S. Attorney's Office
U.S. Attorney's Office for the District of Connecticut
U.S. Attorney's Office for the Eastern District of New York
U.S. Attorney's Office for the Southern District of New York
U.S. Court of Appeals for the District of Columbia Circuit
U.S. Court of Appeals for the Eleventh Circuit
U.S. Court of Appeals for the Fifth Circuit
U.S. Court of Appeals for the First Circuit
U.S. Court of Appeals for the Ninth Circuit
U.S. Court of Appeals for the Second Circuit
U.S. Court of Appeals for the Seventh Circuit
U.S. Court of Appeals for the Sixth Circuit
U.S. Court of Appeals for the Third Circuit
U.S. Department of Health and Human Services
U.S. Department of Justice
U.S. District Court for the Central District of California
U.S. District Court for the Eastern District of New York
U.S. District Court for the Eastern District of Texas
U.S. District Court for the Northern District of Illinois
U.S. District Court for the Southern District of Florida
U.S. District Court for the Southern District of New York
U.S. Securities and Exchange Commission
U.S. Supreme Court

3 Takeaways On COVID-19's Impact On Law School Faculty

A new study of law school faculty across the United States found that the COVID-19 pandemic has fundamentally changed how these educators see their responsibilities and continues to shape legal education's future.

[Read full article »](#)

Former Trump HHS Counsel Rejoins Greenberg Traurig

The former general counsel of the U.S. Department of Health and Human Services has become the latest Trump administration official to return to BigLaw, joining Greenberg Traurig LLP's office in Washington, D.C., the firm said Tuesday.

[Read full article »](#)

Divided Senate Confirms Biden Pick For DOJ Civil Rights Post

The Senate on Tuesday narrowly confirmed President Joe Biden's nomination of Kristen Clarke to lead the U.S. Department of Justice's Civil Rights Division after Republicans decried her call for "defunding aspects of policing."

[Read full article »](#)

Cooley Picks Up Veteran Tech Atty From Wilson Sonsini

Continuing its latest hiring spree, Cooley LLP has added a veteran technology transactions attorney from Wilson Sonsini Goodrich & Rosati PC as a partner in its Palo Alto, California, office, the firm announced Tuesday.

[Read full article »](#)

GoExpedi Taps Former Andarko Atty As General Counsel

Energy sector supply chain and e-commerce company GoExpedi said Tuesday that it has appointed a former Andarko Petroleum Corp. attorney as its general counsel.

[Read full article »](#)

Dechert Blasts ENRC's 'Conspiracy Theory' SFO Leak Claims

Dechert LLP argued at trial on Tuesday that accusations that a former partner leaked confidential information to the Serious Fraud Office about the internal investigation he was leading into alleged corruption at Kazakh mining company ENRC "is the stuff of conspiracy theory."

[Read full article »](#)

CNN Can't Toss Dershowitz's \$300M Defamation Suit

Alan Dershowitz's \$300 million defamation suit against CNN over its coverage of his legal representation of former President Donald Trump in his first impeachment trial can advance, a Florida federal judge ruled Tuesday, finding the attorney plausibly pled actual malice and the network presented an inaccurate abridgment of his statements.

[Read full article »](#)

Accused Atty Killer Can't Appeal Wrongful Death Settlement

A Missouri appeals court on Tuesday threw out a bid by a man accused of shooting and killing an attorney to object to a settlement between a trust fund he operated and the attorney's family, saying that he has no standing to challenge the deal.

[Read full article »](#)

Orgs Say DOJ 'Doggedly' Moving To Cut Immigrant Legal Aid

Legal services organizations warned in a Tuesday letter that the U.S. Department of Justice was "doggedly" insisting on policies that would frustrate a legal aid program for unrepresented immigrants in negotiations over the program's future.

[Read full article »](#)

Ex-Judges Press AG To Toss Trump-Era Immigration Opinions

Dozens of retired immigration judges urged Attorney General Merrick Garland on Tuesday to revoke the immigration rulings of his Trump-era predecessors, slamming most of the binding opinions as departures from decades of settled immigration law.

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