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Sent: 8/24/2018 7:39:41 AM
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Subject:[SPAM] Monsanto Faces 8,000 Glyphosate Suits, Bayer CEO Says

ENVIRONMENTAL.

Friday, August 24, 2018

TOP NEWS

Monsanto Faces 8,000 Glyphosate Suits, Bayer CEO Says

The head of Bayer AG on Thursday said that there are now 8,000 lawsuits against its recently acquired Monsanto over glyphosate-based weed killers, the focus of a recent trial that ended in $289 million jury award to a school groundskeeper who claimed they caused his cancer. Read full article »

Canada's High Court Nixes Bid To Halt Hot-Button Pipeline

The Supreme Court of Canada on Thursday rejected a British Columbia city's effort to block construction of Kinder Morgan's Trans Mountain Pipeline project, which was recently purchased by the Canadian government for CA$4.5 billion ($3.4 billion). Read full article »

Green Groups Ask High Court to Review Border Wall Decision

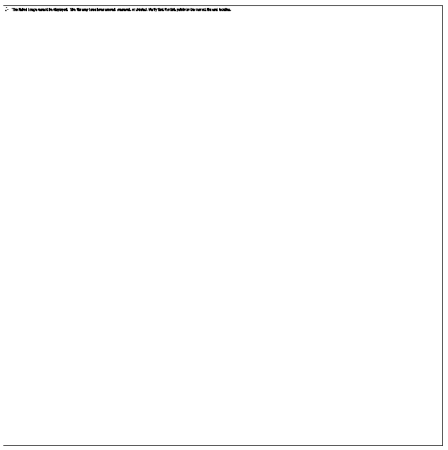
Conservation groups on Thursday asked the U.S. Supreme Court to strike down parts of an immigration law that they say has allowed President Donald Trump's administration to improperly evade environmental reviews of its controversial plans to build more walls along the nation's border with Mexico. Read full article »

States Urge Nationwide Injunction For EPA, Corps Water Rule

Louisiana, Mississippi and Texas on Wednesday asked a Texas federal judge to impose a nationwide injunction on the implementation of an Obama-era water rule that the Trump administration is in the process of rolling back. Read full article »

4th Circ. Won't Halt $5B Pipeline Pending Permit Review

The Fourth Circuit on Thursday rejected a bid by environmental groups to temporarily halt the construction of the $5 billion Atlantic Coast Pipeline while the court hears an appeal of the U.S. Army Corps of Engineers' approval of a project permit, saying there is no evidence the pipeline's



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construction will run afoul of certain timeliness conditions. Read full article »

ENFORCEMENT

Rail Car Cleaning Co., Owners Charged After Worker Deaths

A Nebraska railroad car cleaning company and its two owners were indicted on charges that they flouted worker safety standards — resulting in two employee deaths — and attempted to hide their failures from Occupational Safety and Health Administration inspection, the U.S. Department of Justice announced Thursday. Read full article »

LITIGATION

Pa. Court Won't Broadly Ax Notification Rules For Frackers

A Pennsylvania state court on Thursday refused to throw out controversial new rules on hydraulic fracturing that an industry group claimed created an improper pre-permitting regime that exceeded environmental regulators' statutory authority, but scaled back instances of when the rules would apply. Read full article »

Fla. Counties Can't Block $1.15B Rail Line, DOT Argues

The U.S. Department of Transportation and the Federal Railroad Administration told a D.C. federal court Wednesday to dump a suit by two Florida counties seeking to block the second phase of a passenger rail line connecting Miami to Orlando, arguing the DOT was within its rights to grant a $1.15 billion bond to fund the project. Read full article »

Pa. Justices Won't Hear Conrail's Cleanup Coverage Appeal

The Pennsylvania Supreme Court on Wednesday declined to take up Consolidated Rail Corp.'s petition for review of an appeals court ruling, leaving intact a decision that cleared Continental Insurance Co. and Stonewall Insurance Co. from covering Conrail's environmental cleanup costs. Read full article »

Coast Guard Sued Over Enbridge Pipeline In Great Lakes

Two environmental groups hit the U.S. Coast Guard with a complaint in Michigan federal court Wednesday, saying Enbridge Energy's pipeline through the Straits of Mackinac should be shut down because the service isn't adequately prepared for an oil spill in the Great Lakes. Read full article »

TerraForm Global Wants Option To Terminate $57M Settlement

TerraForm Global Inc., a yieldco of renewable energy giant SunEdison Inc., on Wednesday asked a New York federal court for the option to terminate a $57 million settlement reached with investors for allegedly misrepresenting SunEdison's financial health in its initial public offering documents, saying too many investors have opted out. Read full article »

Deny Enviros Quick Win In Alaska Land Swap Suit: DOI

The U.S. Department of the Interior has urged an Alaska federal court not to grant a quick win to a coalition of environmental groups challenging the agency's approval of a land swap deal that would facilitate the construction of a road across a national wildlife refuge. Read full article »

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American Arbitration Association
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Association of Corporate Counsel
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Bayer AG
Berry Petroleum Co.
Caterpillar Inc.
Center for Biological Diversity
ConocoPhillips Co.
Consolidated Rail Corp.
Defenders of Wildlife
Delta Air Lines Inc.
Dominion Energy Inc.
Duke Energy Corporation
Dynegy Inc.
Enbridge
F-Squared Investment Management LLC
GlaxoSmithKline
Halliburton Company
JAMS Inc.

EXPERT ANALYSIS

Calif. Gas Storage Rules Impose New Burdens On Operators

In June, the California Conservation Commission adopted strict new regulations addressing the safety of underground natural gas storage facilities. Compliance with the rules' highly detailed data requirements may be a daunting process for natural gas operators in the state, say William Rice and James Bowe Jr. of King & Spalding LLP. Read full article »

Brexit: Bracing For A No-Deal Scenario

Once considered the "cliff edge," the possibility of the United Kingdom exiting from the European Union without agreeing on a trade deal has moved from unthinkable to increasingly likely. Both sides are ramping up preparations for a no-deal scenario, which would have significant implications for businesses in all sectors, say attorneys with Baker McKenzie LLP. Read full article »

LEGAL INDUSTRY

Feature

GCs See Potential In Shaking Up Arbitration Fee Norms

The American Arbitration Association's recent introduction of an alternative fee arrangement option is a progressive step in making costs more predictable and simplifying budgeting for eligible cases, but it will take time to truly glean whether the move increases interest in the forum, according to general counsel and other legal professionals. Read full article »

Atty Reffing Napoli Bern Split Denies Quinn Emanuel Bias

The referee appointed to oversee a dispute in New York state court over the defunct firm Napoli Bern Ripka Shkolnik LLP, which was known for representing 9/11 workers, declined to step aside Wednesday, finding that his previous representation of Quinn Emanuel Urquhart & Sullivan LLP, the firm recently retained by Paul K. Napoli, does not make him partial. Read full article »

Ex-Shkreli Atty Taps Williams Heavy Hitter For Appeal

Former Katten Muchin Rosenman LLP attorney Evan Greebel has retained appellate lawyer Kannon Shanmugam of Williams & Connolly LLP to represent him in his appeal of his conviction for aiding "pharma bro" Martin Shkreli in defrauding drugmaker Retrophin Inc., Shanmugam announced Thursday. Read full article »

ConocoPhillips Names Baker Botts Atty As New GC

Houston-based energy giant ConocoPhillips has appointed a Baker Botts LLP corporate partner as its next general counsel, the company confirmed to Law360 on Thursday. Read full article »

Ex-W.Va. Supreme Court Justice Pleads Guilty To Wire Fraud

A recently retired West Virginia Supreme Court of Appeals justice pled guilty Thursday to a federal wire fraud charge connected to his personal use of a state-owned vehicle and gas credit card, according to the U.S. Attorney's Office for the Southern District of West Virginia. Read full article »

No Mention Of Kavanaugh In Unsealed Starr Leak Report

Ketchum Inc.
Kinder Morgan Inc.
Linn Energy, LLC
McDonald's Corporation
Monsanto Co.
Mylan NV
National Wildlife Federation
Natural Resources Defense Council
Nokia Corporation
Novartis AG
OTC Markets Group Inc.
Oculus VR LLC
Parker Drilling Company
PepsiCo Inc.
Retrophin Inc.
Royal Dutch Shell PLC
Sierra Club
Southern California Gas Co.
SunEdison LLC
TerraForm Power Inc.
The Walt Disney Co.
Twitter Inc.
Walt Disney Parks & Resorts Worldwide Inc.

GOVERNMENT AGENCIES

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Delaware Court of Chancery
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Railroad Administration
Fish and Wildlife Service
Nebraska Department of Environmental Quality
Occupational Safety and Health Administration
Pennsylvania Supreme Court
Pension Benefit Guaranty Corp.
Pipeline and Hazardous Materials Safety Administration
Securities and Exchange Commission
U.S. Army
U.S. Attorney's Office
U.S. Coast Guard
U.S. Department of Homeland Security

The White House gloated Thursday after U.S. Supreme Court nominee D.C. Circuit Judge Brett Kavanaugh was not mentioned in a report unsealed by the National Archives investigating alleged leaks by Independent Counsel Ken Starr's office during the Clinton-Lewinsky scandal in the late 1990s. Read full article »

Kavanaugh Sits Down With GOP Holdout Murkowski

After a high-stakes meeting with D.C. Circuit Judge Brett Kavanaugh on Thursday, Sen. Lisa Murkowski, R-Alaska, kept mum on whether she will support his nomination to the U.S. Supreme Court. Read full article »

ACLU Wins Pause Of Speech Limits For Court Support Staff

A D.C. federal judge has granted a request by the American Civil Liberties Union for a preliminary injunction against rules blocking the federal court system's administrative employees from expressing support for political parties or donating to political campaigns — a move the ACLU says does not bode well for the government in the case. Read full article »

Law360's Weekly Verdict: Legal Lions & Lambs

Two solo practitioners won big on Wednesday, securing a $53 million jury verdict for their client in a breach of fiduciary duty suit and landing on this week's legal lions list, while Barnes & Thornburg and Bowman and Brooke were among this week's legal lambs after a jury slammed their client Toyota with a nine-figure personal injury verdict. Read full article »

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