



Issue Editor:

Charles J. Morton, Jr.
cjmorton@Venable.com
410.244.7716

Venable attorneys produce periodic alerts and newsletters covering a variety of topics and practice areas. For your convenience, we have assembled below a collection of the latest alerts and newsletters from June 2014.



SEC v. Citigroup: A New Standard for Reviewing Consent Decrees

In *SEC v. Citigroup*, the Second Circuit has altered the standard to be applied by federal district courts when analyzing an enforcement agency proposed consent decree, ruling for the first time that courts should not assess whether the terms of the settlement are adequate. The June 4, 2014 ruling vacated Southern District Judge Jed Rakoff's 2011 order rejecting a proposed settlement between the SEC and Citigroup Global Markets, write Venable attorneys [Matthew T. McLaughlin](#), [Edward P. Boyle](#), and [Jonathan M. King](#).

[Click here to read why the Second Circuit held that Judge Rakoff abused his discretion and applied an incorrect standard.](#)

Credit Unions Beware – the TARP Watchdog Is Ready to Pounce

TARP, often referred to as the "bank bailout," is most remembered for investing over \$200 billion of taxpayer money in banks through its Capital Purchase Program (CPP). Less remembered is the Community Development Capital Initiative (CDCI), which provided TARP funds to numerous credit unions and small banks. With the CPP quickly winding down, the Special Inspector General for TARP (SIGTARP) has turned its attention to the credit unions remaining in the CDCI program. Venable attorneys [Michael J. Rivera](#) and [Joanna P. Breslow Boyd](#) write that recent warnings issued by SIGTARP suggest that CDCI credit unions should expect more oversight by Treasury and a visit from SIGTARP special agents at the first hint of improper conduct.

[Click here to read additional information on SIGTARP.](#)

Canada's New Anti-Spam Legislation: What Does It Mean for U.S. Nonprofits?

Under Canada's new Anti-Spam Law (CASL), as of July 1, 2014, for-profit companies and nonprofit organizations engaged in marketing and fundraising campaigns from within Canada or to recipients in Canada must acquire prior "express consent" from recipients before sending commercial electronic messages (CEM). Venable attorneys [Jeffrey S. Tenenbaum](#), [Stuart P. Ingis](#), [Michael A. Signorelli](#), and [Tiffany M. Nichols](#) write that nonprofits sending CEM to Canadian recipients must ensure that all CEM conform to the new legal requirements.

[Click here to find out what Canada's new Anti-Spam Law \(CASL\) means for your company.](#)

Protecting Drug Supply Chain Security

Millions of Americans take prescription drugs every day while assuming that those drugs have not been tampered with and that they are not counterfeit. The validity of those assumptions is increasingly tested and challenged, if not undermined, by a drug supply chain that circles the globe and by the involvement of multiple parties between the manufacturer and the consumer. The 2013 Drug Supply Chain Security Act (DSCSA), write Venable attorneys [Ralph S. Tyler](#) and [Maggie T. Grace](#), amends the Federal Food, Drug, and Cosmetic Act and clarifies the obligations of the parties in this chain.

[To read more on the impact of DSCSA, click here.](#)

Supreme Court Curbs Inducement Doctrine in *Limelight Networks v. Akamai Technologies*

After much anticipation, the Supreme Court delivered its opinion in *Limelight Networks, Inc. v. Akamai Technologies, Inc.*, making clear that a defendant may not be liable for inducing infringement of a method patent unless direct infringement has been committed. Venable attorneys [Ralph A. Dengler](#) and [Todd M. Noshier](#) write that the Court's 11-page ruling took the Federal Circuit to task, reversing its holding that a defendant may be liable for inducement even when there has been no direct infringement.

[Click here to read more on the Supreme Court opinion in *Limelight Networks, Inc. v. Akamai Technologies, Inc.*](#)

Upcoming Events

Life Sciences Forum on Distributor Audits: "Monitor Internal Processes to Increase Visibility of Distributor Activities, Identify and Assess Risk and Accomplish Operational Integrity" – Philadelphia, PA

Tuesday, July 15 – Wednesday, July 16, 2014

[Michael Rivera](#) and [Widge Devaney](#) will serve as Workshop Leaders at the Life Sciences Forum on Distributor Audits: "Monitor Internal Processes to Increase Visibility of Distributor Activities, Identify and Assess Risk and Accomplish Operational Integrity."

[Click for information and to register for the Life Sciences Forum on Distributor Audits.](#)

Key Trademark and Copyright Rules for Nonprofits to Follow – and Break!

Thursday, July 17, 2014 | 12:00 p.m. - 2:00 p.m. ET

Join us for a program featuring two of Venable's top IP lawyers (who also work extensively with the firm's nonprofit clients), as they bring trademark and copyright law to life. Our panelists will identify the rules nonprofits must follow – and the rules they can break!

[Click here for more information and to register.](#)

An *American Lawyer Global 100* law firm, Venable serves corporate, institutional, governmental, nonprofit and individual clients throughout the U.S. and around the world. Headquartered in Washington, DC, with offices in California, Maryland, New York, and Virginia, Venable LLP lawyers and legislative advisors serve the needs of our domestic and global clients in all areas of corporate and business law, complex litigation, intellectual property, regulatory, and government affairs. To learn more about Venable's capabilities, please see our complete list of [practice areas](#).

Venable's Corporate Group attorneys have been [nationally and regionally ranked](#) in *Chambers USA*, *Chambers Global*, *Super Lawyers*, *Legal 500*, and *U.S. News - Best Lawyers*.

[If you have friends or colleagues who would find this alert useful, please invite them to subscribe at \[www.Venable.com/subscriptioncenter\]\(http://www.Venable.com/subscriptioncenter\).](#)

CALIFORNIA DELAWARE MARYLAND NEW YORK VIRGINIA WASHINGTON, DC

1.888.VENABLE | www.Venable.com

© 2014 Venable LLP. This alert is published by the law firm Venable LLP. It is not intended to provide legal advice or opinion. Such advice may only be given when related to specific fact situations that Venable has accepted an engagement as counsel to address. ATTORNEY ADVERTISING.