

# Jenner & Block Japan Newsletter

## Publications

May 2024

By: Miwa Shoda, Brent Caslin, Donald E. Batterson

Welcome to the May 2024 edition of the *Jenner & Block Japan Newsletter*, a publication containing updates about legal developments in the United States that may be noteworthy to our clients and other leaders in the Japanese legal and business communities.

In this edition, we review a number of topical subjects spanning a range of industries and legal practice areas. It begins with a look at a recent Federal Trade Commission vote that effectively bans most noncompete agreements in the United States. This is followed by an examination of the US Department of Justice's new whistleblower rewards program aimed at combating potential risks posed by artificial intelligence.

Additionally, we cover several developments in the data privacy space, including a settlement for an enforcement action of the California Consumer Privacy Act (CCPA) and updates on recent privacy violation class action suits brought against technology companies. This edition also addresses the state of the Energy Charter Treaty (ECT), which has recently seen several key members – including the UK – withdraw or indicate their intent to withdraw. We then examine two areas of corporate transparency: the obligation of directors and officers of an organization to report shortcomings of oversight or “red flags”; and new “beneficial ownership information” reporting requirements under the Corporate Transparency Act. Also covered is a split decision by a federal circuit panel which held that the safe harbor provision in §271(e)(1) applies if the allegedly infringing activity involves pre-market commercial products. We also look at settlement regarding the lawfulness of noncompete and non-solicit requirements for low level, nonmanagerial employees of an organization. Finally, this edition includes introductions to Jenner & Block's *Protecting Confidential Legal Information* handbook and *Anti-Corruption Guide*, which are both accompanied by links to view the complete publications.

We hope that you find the information in the *Jenner & Block Japan Newsletter* of interest. We thank you for taking the time to review our publication.

Regards,

The Jenner & Block Team

## **Articles**

### **FTC**

FTC Votes to Effectively Ban Noncompete Agreements

### **Department of Justice**

DOJ Announces New Whistleblower Rewards Program and Enhanced Focus on AI-Related Risks

### **Noncompete**

NLRB Settles Noncompete Regulatory Action

### **Privacy**

California Attorney General Ramps Up CCPA Enforcement with DoorDash Settlement, Reinforces CalOPPA Principles

### **Arbitration**

What Is the Future of Energy Charter Treaty (ECT)?

### **Corporate**

The Duty of Directors and Officers to Respond to Red Flags

### **Arbitration**

Court Denies Google's Bid to Compel Arbitration Four Years into Litigation

### **Patent**

The Safe Harbor Provision in §271(e)(1) Protects Acts of Infringement Connected to Submissions of Data to Federal Agencies

### **Corporate**

Reporting Requirements under the Corporate Transparency Act

### **Privacy**

Websites and Wiretap Laws: Emerging Trends in Privacy Class Action Litigation Risks

### **Privilege**

Protecting Confidential Legal Information Introduction

## Anti-Corruption

Anti-Corruption Guide Introduction

### Related Attorneys



**Miwa Shoda**

Partner

[mshoda@jenner.com](mailto:mshoda@jenner.com)

+1 213 239 5171



**Brent Caslin**

Partner

[bcaslin@jenner.com](mailto:bcaslin@jenner.com)

+1 213 239 5150



**Donald E. Batterson**

Partner

[dbatterson@jenner.com](mailto:dbatterson@jenner.com)

+1 312 923 2607

## **Related Articles**

Jenner & Block Japan Newsletter | January 2024

Jenner & Block Japan Newsletter | February 2023

Jenner & Block Japan Newsletter | May 2023

Jenner & Block Japan Newsletter | October 2022

Jenner & Block Japan Newsletter | September 2023

## **Related Capabilities**

Japan Practice

© 2026 Jenner & Block LLP. Attorney Advertising. Jenner & Block LLP is an Illinois Limited Liability Partnership including professional corporations. This publication, presentation, or event is not intended to provide legal advice but to provide information on legal matters and/or firm news of interest to our clients and colleagues. Readers or attendees should seek specific legal advice before taking any action with respect to matters mentioned in this publication or at this event. The attorney responsible for this communication is Brent E. Kidwell, Jenner & Block LLP, 353 N. Clark Street, Chicago, IL 60654-3456. Prior results do not guarantee a similar outcome. Jenner & Block London LLP, an affiliate of Jenner & Block LLP, is a limited liability partnership established under the laws of the State of Delaware, USA and is authorised and regulated by the Solicitors Regulation Authority with SRA number 615729. Information regarding the data we collect and the rights you have over your data can be found in our Privacy Notice. For further inquiries, please contact [dataprotection@jenner.com](mailto:dataprotection@jenner.com).

**Stay Informed**

