

Employee Benefits for Employers - Fall 2015

September 29, 2015



Welcome to our inaugural issue of the *Employee Benefits for Employers* newsletter! Using our considerable experience in the this area, we have prepared a comprehensive piece on timely issues that we hope you will find useful. We hope you enjoy it and welcome your feedback.

In this issue:

Arbitration of ERISA Claims: Yes, You Can! ERISA neither expressly nor impliedly prohibits mandatory arbitration of claims. Numerous courts that have analyzed the purpose of both ERISA and the Federal Arbitration Act (“FAA”) have held that ERISA claims are arbitrable. And while the Supreme Court has not spoken directly to the issue, the Court’s pro-arbitration jurisprudence under the FAA – culminating with several decisions approving the inclusion of class action waivers in arbitration agreements – strongly suggests that it would sanction the inclusion of ERISA claims in an arbitration agreement.

Insight...ACA Reporting Guidance Updates. Clarifying a number of issues that have confounded practitioners advising clients on compliance with the Affordable Care Act, the IRS recently published Instructions for the Transmittal of Employer-Provided Health Insurance Offer and Coverage Information Returns (Form 1094-C) and Employer-Provided Health Insurance Offer and Coverage (Form 1095-C).

Featured Attorney: Joy Napier-Joyce. Joy Napier-Joyce, the Office Managing Shareholder of our Baltimore office and the leader of Employee Benefits Practice Group, represents clients in all aspects of benefits compliance and administration. After graduating from Boston University School of Law, Ms. Napier-Joyce began her career with a Boston firm and gravitated almost immediately to employee benefits law.

Cases and Regulations. Recent benefits-related cases you need to be aware of.

Media. See which outlets Jackson Lewis’ employee benefits attorneys have recently appeared in.

Honors. Congratulations to our benefits attorneys for being listed in the 2016 edition of Best Lawyers in America!

Upcoming Seminars. Join us for a benefits seminar near you!

Jackson Lewis’ Employment Class Action Summit. We will cover benefits-related considerations when facing a collective action.

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