

# INSIGHTS

## Jim McLoughlin and Neil Bloomfield's article published by *Westlaw*: 3rd Circuit panel raises the bar on risk disclosures as the trend toward greater disclosure continues

Publications

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Moore & Van Allen (MVA) Litigation Member Jim McLoughlin and Financial Regulatory Advice & Response Member Neil Bloomfield's article titled, "3rd Circuit panel raises the bar on risk disclosures as the trend toward greater disclosure continues" was published by *Westlaw* on March 30.

### The article

It had been an article of faith in the securities legal community that a registrant has no obligation to disclose possible wrongdoing or a government investigation into its conduct absent some statement that would be rendered misleading without such a disclosure.

However, in recent years that faith has been called into question. The most recent case to call this principle into question is from a panel of the United States Court of Appeals for the Third Circuit. The case is *Jaroslawicz v. M&T Bank Corp.*, 962 F.3d 701 (3rd Cir. 2020).

Please click below to view the complete article.