

What does *JPMorgan v. Orca* mean for doing deals?

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## *JPMorgan v. Orca*

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Opinion released June 2018

In less than a year,  
**30 courts have cited the opinion**, many of  
which barred business tort claims as a  
matter of law

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## ***JPMorgan v. Orca***

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**When the parties  
have a written  
agreement,**

**when is there  
liability for oral  
representations?**

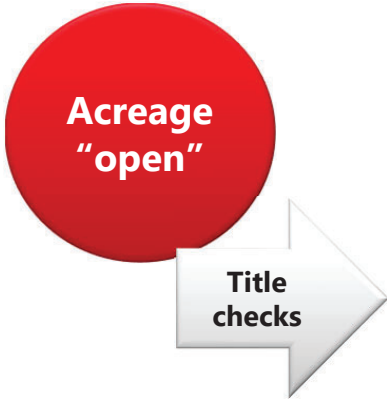
## ***JPMorgan v. Orca***

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**Acreage  
"open"**

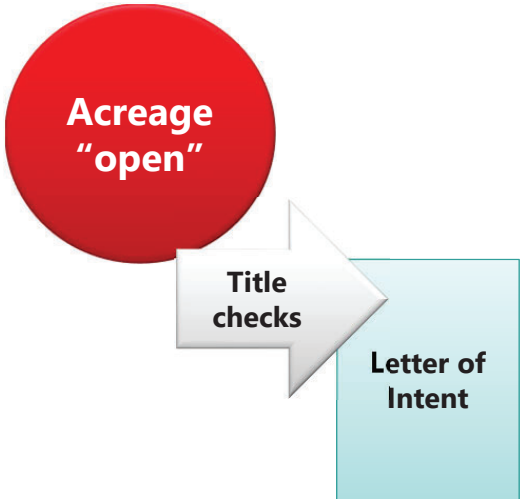
**JPMorgan v. Orca**

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**JPMorgan v. Orca**

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First appeared as part of the conference materials for the

45<sup>th</sup> Annual Ernest E. Smith Oil, Gas and Mineral Law Institute session

"Allocation of Deal Risk after JPMorgan Chase Bank, N.A., v. Orca Assets GP LLC"