

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

Jessica Bateman Pulliam

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BAKER BOTTS 

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JPMorgan v. Orca

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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2

JPMorgan v. Orca

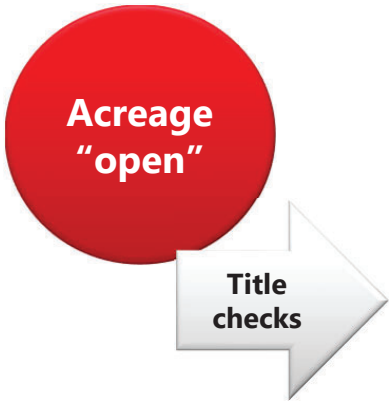
**When the parties
have a written
agreement,**

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

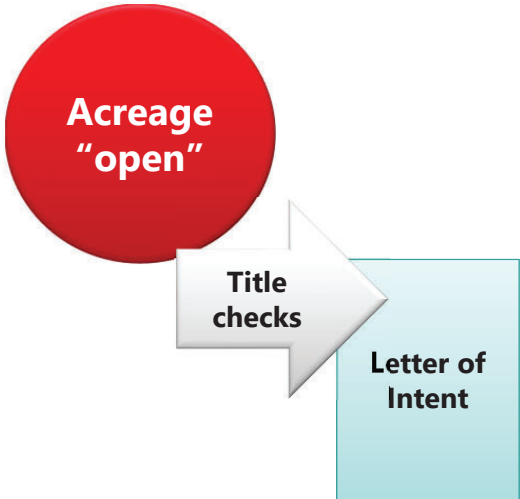
JPMorgan v. Orca

**Acreage
"open"**

JPMorgan v. Orca



JPMorgan v. Orca



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