

Douglas H. Wigdor Comments On Clarification Of “but for” Standard In Age Discrimination & Retaliation Claims

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In a recent Law 360 article Wigdor LLP’s founding partner comments on the US Supreme Court Ruling which clarifies that the “but for” standard has, as [Douglas Wigdor](#) clarifies, “multiple interpretations”. Previous decisions saw the court interpret the desire to retaliate being the “but for” cause of adverse employment action – now the court accepts that it may be a “but for” cause and not the sole standard as previously thought. The Burrage decision – which saw the Supreme Court strike down a drug dealer’s conviction for selling heroin that resulted in a drug user’s death, has now affirmed the proper interpretation of the “but for” standard which signals a win for plaintiffs’ trying to get their retaliation claims heard.

Law 360

“Worker Bias Claims Bolstered by High Court Criminal Case ”

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