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Event Invitations

10-15-2024

Who Decides: Judges or Experts? Loper Bright, the End of Chevron and Its Impact on Corporate Governance

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A photograph of the exterior of the Cardozo Law building. The building is a multi-story structure with a prominent sign that reads "CARDOZO" in large, dark letters. The sky is blue with some clouds. The text "CARDOZO LAW" is overlaid in white at the top left of the image.

CARDOZO LAW

Heyman Center on Corporate Governance

**The Heyman Center on Corporate Governance
invites you to:**

Who Decides: Judges or Experts? *Loper Bright*, the End of *Chevron* and Its Impact on Corporate Governance

Tuesday, October 15

6:00 p.m.

Jacob Burns Moot Court Room

In *Loper Bright Enterprises v. Raimondo*, 603 U.S. _____ (2024), the Supreme Court overruled the doctrine of *Chevron* deference, which had previously required courts to defer to reasonable agency guidance instead of reviewing rules and regulations *de novo*. Now that *Chevron* deference is no more, numerous regulations, rules, and opinions produced by federal agencies could be in jeopardy as they are newly subject to judicial review. In the corporate context, this could interfere with the implementation of ESG (environmental, social, and governance) principles, potentially leading to a re-tightening of shareholder primacy.

Ultimately, the issues in *Loper Bright* deal with a fundamental issue of constitutional law: Who decides—judges or experts?