

# EMPLOYEE BENEFITS DEVELOPMENTS OCTOBER 2016

*Hodgson Russ Newsletter*  
October 31, 2016

The Employee Benefits practice group is pleased to present the Benefits Developments Newsletter for the month of October, 2016. Click through the links below for more information on each specific development or case.

- 2017 Benefits Limits Announced
- Temporary Nondiscrimination Relief Extended for “Closed” Pension Plans
- IRS Regulations Permits Partial Lump Sum Distributions from Defined Benefit Plans  
*T.D. 9783*
- IRS Regulations Clarify Definitions Relating to Same-Sex Marriages  
*T.D. 9785*
- BP, RadioShack, IBM, and Whole Foods Beat Stock Drop Lawsuits in Post-Dudenhoeffer Era  
*Whitley et al. v. BP, P.L.C. et al (5th Cir.), In re 2014 RadioShack ERISA Litigation (N.D. Texas), Jander et al. v. International Business Machines Corporation, (S.D.N. Y.), Martone v. RP Whole Foods Mkt, Inc. (W.D. Texas)*
- Are “Forum Selection Clauses” Enforceable?
- Trustee Held Liable for Failure to Pursue Contributions Not Paid by Employer – Trust Terms Not a Defense  
*Longo v. Trojan Horse Ltd. (E.D. N.C. 2016)*
- Court Upholds Denial of Retirement Plan Benefits to Children of Deceased Employee  
*O’Shea v. UPS Retirement Plan (1st Cir., 2016)*

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Employee Benefits