Third Circuit Sets Precedent In Holding That Direct Evidence Of Retaliation Is Not Necessary

April 27, 2017

Employment Law Monthly - April 2017

By Emre M. Polat

In a precedential decision, the Third Circuit ruled that an employee exercising leave under the Family and Medical Leave Act ("FMLA") need not prove retaliation by direct evidence. *Egan v. Delaware River Port Authority*, No. 16-1471 (3d Cir. Mar. 21, 2017).

Employers should be mindful of potential retaliation claims when an employee exercises leave under the FMLA.

To read the full article, please click here.