
New York Court of Appeals: Choice of Law Provisions for Restrictive Covenants May be Unenforceable if Contrary to NY Public Policy

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On June 11, 2015, the New York Court of Appeals held in *Brown & Brown, Inc. v Johnson* that “applying Florida law on restrictive covenants related to the non-solicitation of customers by a former employee would violate the public policy” of New York State. The decision is significant for the enforceability of choice-of-law provisions in restrictive covenants in New York.

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