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July 01, 2024

White Collar Briefly



In a 6-3 decision in *SEC v. Jarkesy*, the Supreme Court of the United States ruled that respondents to a U.S. Securities and Exchange Commission in-house enforcement action alleging securities fraud and seeking civil penalties have a right to a federal jury trial under the Seventh Amendment. The decision by Chief Justice John Roberts, which seemingly applies to federal agencies generally, represents yet another curtailment of the SEC's authority.

On the heels of the 2018 *Lucia* decision and the 2023 *Axon* decision, the Court continues to chip away at the SEC's enforcement authority. The decision also narrows the "public rights" exception that permits federal

agencies to conduct in-house enforcement actions without a jury trial in certain circumstances.

[Read the full Update here.](#)

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Blog series

White Collar Briefly

Drawing from breaking news, ever changing government priorities, and significant judicial decisions, this blog from Perkins Coie's White Collar and Investigations group highlights key considerations and offers practical insights aimed to guide corporate stakeholders and counselors through an evolving regulatory environment.

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