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Immigration Law

### **De Abarca v. Holder, No. 13-1081**

A petition for review of the Board of Immigration Appeals' (BIA) order of removal is denied, where: 1) the BIA did not err in concluding that petitioner's evidence was too speculative to show a well-founded fear of future persecution; and 2) because petitioner has failed to demonstrate that she is eligible for asylum, her claims for withholding of removal and relief under the Convention Against Torture also fail.

Class Actions, Securities Law

### **Hidalgo-Velez v. San Juan Asset Management, Inc., No. 13-1574**

In a putative class action asserting both direct claims on behalf of investors and shareholder derivative claims on behalf of an investment fund, alleging that the fund did not comply with the investment policies promised in the prospectus and that the strategy it did pursue violated Puerto Rico Law, the district court's denial of plaintiffs' motion to remand is reversed and remanded, and the judgment dismissing the suit is vacated, where: 1) under *Chadbourne & Parke LLP v. Troice*, 134 S. Ct. 1058 (2014), a misrepresentation in connection with the purchase of an uncovered security, by itself, is insufficient to bring a claim within the Securities Litigation Uniform Standards Act of 1998 (SLUSA); 2) the main purpose of the fund was investments in uncovered securities; and 3) the link between the misrepresentations alleged and any incidental covered securities in the fund's portfolio is simply too fragile to support a finding of SLUSA preclusion under *Troice*.