

4 EEOC Cases To Watch In 2023

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Debra Friedman was quoted in *Law360* discussing *EEOC v. iTutorGroup* and what to watch for in 2023. In May 2022, the EEOC issued official guidance on how employers can use AI without violating the federal disability law and made clear that if job applicants or employees are unfairly screened out or rated poorly by algorithmic and AI tools because of a disability, the employer is liable under the ADA "in many cases." "I expect them to specifically be looking for an ADA case with artificial intelligence. And I will be surprised if they don't file a lawsuit in the next year or two challenging that. It's a developing issue, and it's new," said Debra.

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