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# Disney-DeSantis Battle May Breathe Life Into Contract Clause

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Robert Austin Jenkin II, an associate in Troutman Pepper's Business Litigation Practice Group, was quoted in the August 15, 2023 *Law360* article, "[Disney-DeSantis Battle May Breathe Life Into Contract Clause](#)."

"Until the COVID pandemic, contract clause litigation was uncommon," Troutman Pepper associate Robert A. Jenkin II said. "However, during the pandemic, there was a notable increase in contract clause litigation challenging pandemic-related statutes at both the state and local level."

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Justice Gorsuch's interpretation of the contract clause would, if adopted, drastically alter contract clause jurisprudence, according to Jenkin.

"Under such an interpretation, any state law which retroactively alters a contract's obligations would be very unlikely to survive a contract clause challenge," Jenkin said.

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