KEY ISSUES IN EMPLOYMENT ARBITRATION

March 2015

1. Are statutory employment disputes subject to arbitration? If so, under what conditions?

2. Does Congress permit statutory employment arbitration? If so, what burden must be met, and by whom?

3. Is employment arbitration covered by the Federal Arbitration Act?

4. Can arbitration be required as a condition of employment?

5. What's a "fair" process?

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