

The Rutter Group California Practice Guide: Alternative Dispute Resolution

What's New or Updated 2024

For the 2024 Edition of *Alternative Dispute Resolution*, the authors have added new material and/or updated existing material based on new case law and statutory developments, including, but not limited to, the following subjects:

- Amendments to CCP §664.6 (entry of judgment pursuant to stipulated settlement) effective 1/1/25
- New Civil Code §§1799.208 (arbitration in consumer contracts) and 1799.209 (disputes subject to small claims)
- Definition of transportation worker for purposes of FAA exemption and possible arbitration of exempt transportation worker's claims under state law
- Statutory notice requirements of arbitration provisions in health care service plans and H-2A Temporary Agricultural Program
- Determination of arbitrability by court versus arbitrator
- Unconscionable arbitration agreements due to unfair scope, one-sidedness, confidentiality provisions, and shortened time limitations
- Waiver of arbitration; prejudice not required
- Arbitration by and against nonsignatories to arbitration agreement
- Motion to stay litigation pending conclusion of arbitration
- State law discovery procedures available in arbitrations, even if not provided for in arbitration agreement
- Judicial review of arbitrator's award

Please refer to the “Update highlights and filing (PDF)” for a more comprehensive summary of the most significant developments in this edition.