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INFORMATIONAL HEARING

The Federal Arbitration Act, the U.S. Supreme Court, and the Impact of Mandatory Arbitration on California Consumers and Employees

A HEARING OF THE SENATE COMMITTEE ON JUDICIARY

March 1, 2016

1:30 p.m.

State Capitol, John L. Burton Hearing Room (Room 4203)

I. WELCOME AND OPENING REMARKS BY CHAIR AND COMMITTEE MEMBERS

II. OVERVIEW OF THE FEDERAL AND CALIFORNIA ARBITRATION ACTS, AND FEDERAL PREEMPTION ISSUES

- Paul Dubow, California Dispute Resolution Council
- Karla Gilbride, Cartwright-Baron Staff Attorney, Public Justice
- Robert A. Olson, Partner, Greines, Martin, Stein & Richland LLP

III. MANDATORY ARBITRATION CLAUSES AND THEIR IMPACT ON CALIFORNIA CONSUMERS AND EMPLOYEES

- Kathryn A. Stebner, Founding Partner, Stebner & Associates
- Alan Carlson, Owner, Italian Colors Restaurant
- Cliff Palefsky, Partner, McGuinn, Hillsman & Palefsky
- Steven Lively, Major, U.S. Army
- Paul W. Cane Jr., Partner, Paul Hastings LLP
- Donald M. Falk, Partner, Mayer Brown

IV. ARBITRATOR ETHICS: ISSUES RELATING TO THE APPEARANCE OF BIAS OR UNFAIRNESS IN ARBITRATIONS

- Heather Anderson, Supervising Attorney, Judicial Council of California
- Cliff Palefsky, Partner, McGuinn, Hillsman & Palefsky
- Jay Welsh, Executive Vice President and General Counsel, JAMS

V. PUBLIC COMMENT PERIOD

VI. CLOSING REMARKS BY CHAIR AND COMMITTEE MEMBERS