

Name of Panel: ACS Madison: Forced Arbitration and the Erosion of the Seventh Amendment

Date | Time | Location: October 27, 2020 | 12:00 p.m. to 1:00 p.m. CT | Online

Brief Description:

Join the Madison Lawyer Chapter for a virtual program on Forced Arbitration and the Erosion of the Seventh Amendment. In the past ten years, mandatory arbitration agreements have infiltrated nearly every aspect of American society. From consumer products and services to employment agreements to nursing home contracts, citizens are being forced from the courtroom to a secretive process with little oversight. This program that will examine the origins and recent interpretations of the Federal Arbitration Act (FAA), class arbitration, and mass individual arbitrations. Panelists will also discuss practical differences between trial and arbitration, and provide a defense perspective on the arbitration process. Finally, the panelists will discuss proposed legislation to ban forced arbitration in certain contexts.

Panelists' Names and Bios:

- **Eric L. Dirks**, Principal Attorney, Williams Dirks Dameron LLC (Kansas City)
- **Jason Knutson**, Attorney and Shareholder, Habush Habush & Rottier S.C. (Madison)
- **Caitlin Madden**, Associate Attorney, Hawks Quindel, S.C. (Madison)
- **Sean M. Scullen, Partner**, Quarles & Brady LLP (Milwaukee)
- **Breanne Snapp**, Shareholder, Habush Habush & Rottier S.C. (Madison) and Member, ACS Madison Lawyer Chapter Board of Directors
- **Dave Zoeller**, Shareholder, Hawks Quindel, S.C. (Madison)

Agenda of Panel: 12:00 p.m. to 1:00 p.m. CT (1 hour of CLE)

- Introductions / Opening Remarks (5 min)
- Panel Discussion (45 min)
- Q&A (10 min)

Materials for Panel:

Alexander Colvin, [The Growing Use of Mandatory Arbitration](#), Economic Policy Institute (April 6, 2018).

Garrett Epps, [How the Supreme Court Could Reshape Employment Law](#), The Atlantic (February 25, 2018).

Gillian B. White, [Congress's Late-Night Vote to Protect Banks From Lawsuits](#), The Atlantic (October 25, 2017).

Matthew Stanford, [Odd Man Out: A Comparative Critique of the Federal Arbitration Act's Article III Shortcomings](#), California Law Review (January 29, 2017).

Olga Khazan, [How Arbitration Affects Health Care](#), The Atlantic (November 2, 2015).

Jessica Silver-Greenberg, [Arbitration Everywhere, Stacking the Deck of Justice](#), The New York Times (October 31, 2015).

Jean Sternlight, [Creeping Mandatory Arbitration: Is It Just?](#), UNLV Law Review (2005).

Paul B. Weiss, [Reforming Tort Reform: Is There Substance to the Seventh Amendment?](#), Catholic University Law Review (1989).