

SCOTUS Holds That Transportation Worker Need Not Work In Transportation Industry To Qualify For FAA Section 1 Exemption

by Richard H. Silberberg

Dorsey Senior Counsel Richard Silberberg wrote an article published on the College of Commercial Arbitrators blog on April 18, 2024.

"In vacating the Second Circuit's holding that a worker's employer must be engaged in the 'transportation industry' for the worker to be exempt under § 1 of the FAA, SCOTUS held in *Bissonnette* that '[a] transportation worker need not work in the transportation industry to fall within the exemption from the FAA provided by § 1 of the Act.' In so ruling, SCOTUS upheld the argument advanced by the plaintiffs in *Bissonnette* — commercial truck drivers who transport a bakery company's goods to its retailers across state lines — that there is nothing in the text of § 1 supporting a requirement that the worker's employer be engaged in the 'transportation industry.'"

For further observations about the decision read the [full article on CCArbitrators.org](https://ccarbitrators.org).

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