

US Mass Arbitrations Present New Challenges Prompting Re-Examination of Class Action Waivers

by Kent J. Schmidt

Litigation Partner, Kent Schmidt, authored an article discussing the recently shifting dynamics in class action risks due to the rise of mass arbitrations.

"Those advising companies on US class action risks should consider this new trend and the possibility of mass arbitration. For some, it may be advisable to revert to court litigation even if that means exposure to class actions. In addition to avoiding mass arbitrations, courts are more receptive to motions to dismiss and early dismissals. Other companies are well advised to stick with arbitration for such claims, but consider the specifics of the arbitration provisions with a focus on addressing the issues that come with mass arbitration."

Read the [full article](#) published by the International Bar Association.

For more insight on a variety of litigation topics, listen to [SharkCast](#), Kent's podcast on effective litigation risk management.

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- Kent J. Schmidt

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