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## california arbitration roundup: employers are 3-1 for favorable arbitration rulings

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California employers received mostly good news this past month on the arbitration front, with a trio of pro-employer arbitration-related rulings. The California Supreme Court's recent ruling invalidating an employer's arbitration agreement (discussed below) is a notable exception.

### **California Supreme Court Invalidates Employer's Arbitration Agreement As Unconscionable.**

In *OTO LLC v. Ken Kho*, the California Supreme Court ruled that an Oakland Toyota dealership's arbitration agreement with a former employee was unenforceable and was so unfair and one-sided that it was procedurally and substantively unconscionable. "Arbitration is premised on the parties' mutual consent, not coercion, and the manner of the agreement's imposition here raises serious concerns on that score," the majority opinion said.

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