

# HART | KING



## Arbitration Agreements

JANUARY 4, 2017

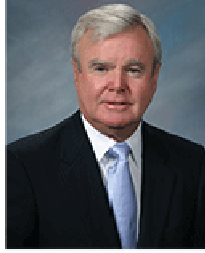
Arbitration continues to be headline news. The Ninth Circuit Court of Appeals has recently reaffirmed that the very question of whether an arbitration agreement is enforceable may properly be delegated to and decided by the arbitrator. [Mohamed v. Uber Technologies, Inc.). This is a significant ruling of general importance to park owners throughout California.

If you use arbitration agreements in leases at your MHC, then you should have your agreement reviewed by your park legal counsel. It is highly recommended that any arbitration agreement *clearly* set forth that the arbitrator is the initial and sole decision maker as to any dispute including whether or not the agreement to engage in arbitration is "enforceable".

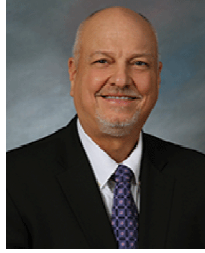
Please call us with any questions.

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