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Court Holds Pension Plan Arbitration Clause Enforceable

Defense Research Institute ERISA Report, Vol. 14, Issue 3

In *Dorman v. Charles Schwab Corp.*, 934 F.3d 1107 (9th Cir. 2019), the Ninth Circuit held that a Plan's arbitration provision must be enforced to resolve plaintiff's ERISA claims for pension benefits under 29 U.S.C. §1132(a)(2) and breach of fiduciary duty under §1132(a)(3). The Court overturned prior precedent holding that ERISA cases are not arbitrable. Read More.