

Court Enforces Arbitration Clause in Clickwrap Agreement

A California Court granted a defendant's motion to compel arbitration based on a duly formed and consented arbitration clause via a "clickwrap" agreement, despite the plaintiff's argument that no contract was ever formed because the purpose of the contract was to facilitate the selling and distribution of marijuana, which is illegal under federal law.

A **post** by Womble Bond Dickinson describes a case in which the defendant was hit with a putative class action in California federal court claiming it violated the Telephone Consumer Protection Act.

The defendant's terms of service, which were hyperlinked in the sign-up box, contained a clause providing for arbitration of disputes with a class-action waiver.

Read the article.