

# **Eighth Circuit Issues a Reminder: Arbitration Agreements Must be Contracts**

On the heels of the Supreme Court's recent pro-arbitration pronouncements, the U.S. Court of Appeals for the Eighth Circuit issued a reminder that, although agreements to arbitrate are favored under the law, arbitration agreements must still be contracts, writes **Susan Fitzke** for **Little Mendelson**.

"In order to enforce an agreement to arbitrate, therefore, the employer must prove that a valid contract to arbitrate was created," she explains. "This may seem self-evident, but in an era where some arbitration programs are contained only in employee handbooks or on-line, this is a point worth closer review."

**Read the article.**