

LEGISLATIVE REVIEW
NOVEMBER 6, 2013 – REPORT #18

OHIO SUPREME COURT DECLINES JURISDICTION IN ARBITRATION CASE

The Ohio Supreme Court has declined to hear *Jamison v LDA Builders* with all but one judge voting to decline jurisdiction. OHBA had filed a Memorandum in Support of Jurisdiction asking the Court to hear the case involving an 11th District Court of Appeals decision upholding magistrate's finding in Portage County Court of Common Pleas that builder's arbitration provision in his contract to build a new home was both procedurally and substantively unconscionable.

The magistrate's decision, which now stands, has been attached. Given the findings in the case, OHBA would recommend discussing the attached decision with your lawyers and reviewing your contract practices in light of the court's ruling LDA's arbitration clauses unconscionable.