Insights: Perspectives

Third Party Discovery Subpoenas in Arbitration: The Growing Circuit Court Split

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In traditional litigation, third party discovery subpoenas are routine and the authority of the parties or the courts to issue them is well recognized. In arbitration proceedings, however, whether you can issue such third party discovery subpoenas varies depending on the controlling law in your dispute. This article addresses the growing split in the federal circuits with respect to whether third party discovery subpoenas are allowed in arbitration proceedings.

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