

COA Opinion: Arbitrator, not court, should decide whether laches and waiver preclude arbitration of a grievance

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The Michigan Court of Appeals issued a per curiam opinion in *AFSCME v. Hamtramck Housing Comm'n*, No. 293505 (Nov. 18, 2010), holding that the trial court erred when it dismissed the complaint for arbitration on the basis of waiver and laches. When the parties have contractually agreed to arbitrate, all doubts regarding the proper forum should be resolved in favor of arbitration. Accordingly, the arbitrator should decide the issue of whether the grievance was timely filed.