

1 Honorable XXXXXXXXXXXXXXXXXX (Ret.)
2 ADR SERVICES, INC.
3 Address 1
4 Address 2
5 (000) 000-0000 PH
6 (000) 000-0000 FAX
7

8 IN THE MATTER OF THE BINDING ARBITRATION BETWEEN

9
10) **ADRS Case No.**
11)
12) **(DRAFT) STIPULATION FOR**
13) **MEDIATION/ARBITRATION**
14)
15) **Instance No. 2**
16)
17)
18)
19)
20)
21)
22)
23)
24)
25)
26)
27)
28)

11 Claimants,
12 vs.
13 Respondent.

- 18 1. The Parties's agreement requires the parties to mediate and then arbitrate their disputes.
19
20 2. On Date, the parties selected Neutral Name to act as a mediator in this matter and if the parties
21 are unable to resolve the dispute by mediation, Neutral Name will arbitrate the matter.
22
23 3. The Parties understand that this mediation-arbitration process in front of the same neutral may
24 compromise arbitrator's neutrality, because the neutral may have received confidential
25 information relevant to the merits of the dispute in the course of the mediation before hearing and
26 deciding the arbitration and may have come to certain conclusions, made certain statements
27 regarding facts, law and credibility.
28

1 4. This Stipulation constitutes notice to the Parties that they have the opportunity to select
2 another neutral for the subsequent arbitration.

3
4 5. It is further stipulated that the Parties waive the right to seek disqualification of Neutral Name
5 as arbitrator by reason of participation in the mediation and waive the right to seek to vacate any
6 award on this basis. The Parties also recognize that determinations that may ultimately be made
7 by Neutral Name might be influenced by confidential information or other information the
8 arbitrator may have received in the mediation. The Parties, therefore, stipulate and agree to waive
9 the right to seek to vacate any arbitration award on this basis.

10
11 6. This Stipulation shall be admissible in evidence and may be produced in any action or
12 proceeding to interpret or enforce this Stipulation pursuant to Evidence Code Section 1122.

13
14 Date:

15 _____
LAW FIRM on behalf of Claimants,

16 Date:

17 _____
Claimant, Name

18
19 Date:

20 _____
LAW FIRM on behalf of Respondent,

21 Date:

22 _____
Respondent, Name

23
24 Date:

25 _____
NEUTRAL'S NAME
26 Mediator/Arbitrator
27
28