

The Alternative Dispute Resolution Practice Guide

by Bette J. Roth, Randall W. Wulff, and Charles A. Cooper

Choose the best options and use them skillfully.

The Alternative Dispute Resolution Practice Guide from West offers analysis and advice from 36 ADR experts. It will assist you in:

- Deciding when to recommend ADR instead of litigation
- Understanding ADR options and choosing the most advantageous one
- Helping clients resolve their legal problems quickly and cost-effectively
- Expanding your client services and clientele

Clear, practical, and well organized, it covers the topic in depth.

This two-volume work includes an overview of ADR, followed by comprehensive, detailed explanations and guidance for:

- Arbitration
- Mediation
- "Med-Arb"
- Dispute review boards
- Mini-trials and summary jury trials
- Private judging
- Partnering, collaborative law and more

Sixteen chapters focus on ADR for construction, commercial, securities, employment, family, and other specific types of disputes.

You'll have a wealth of information, compiled for ready access.

Among this publication's 50-plus appendix documents are:

- Sample ADR agreements, clauses, procedures, and policies
- State citations, and full-text state and federal statutes, including the Federal Arbitration Act, the Uniform Arbitration Act, and the Uniform Mediation Act

- Codes and rules of the American Arbitration Association, JAMS, International Chamber of Commerce, United Nations Commission on International Trade Law, and other key organizations

Three primary authors have long records of success in ADR.



Bette J. Roth is the director of the Middlesex Multi-Door Courthouse, a provider of dispute resolution services in Cambridge, Massachusetts. She has mediated and arbitrated more than 600 cases involving securities, employment, construction, and commercial claims.



Randall W. Wulff is a principal with Wulff Quinby Sochynsky, a firm of neutrals in Oakland, California. He has handled 1,500-plus ADR cases. In 1990, Mr. Wulff was the American Arbitration Association's outstanding mediator in Northern California. In 2004, the Mediation Society honored Mr. Wulff as the outstanding mediator of the year. Also in 2004, Mr. Wulff was selected to head the panel determining the World Trade Center damages arising from the tragedy of 9/11.



Charles A. Cooper trained arbitrators and mediators throughout the United States in his former role as senior vice president of the American Arbitration Association. He has served on boards of directors of mediation programs and has lectured about his field since 1972.

Also contributing to *The Alternative Dispute Resolution Practice Guide* are 33 respected ADR practitioners (see other side).

Two looseleaf volumes, updated annually. \$150.



Every attorney should be fully prepared and confident in ADR.

This is the book that can help you.

For more information about this title or other West products, please contact your West representative, visit west.thomson.com or call **1-800-762-5272**.

THOMSON
WEST



Summary of contents

Introduction to Alternative Dispute Resolution

An ADR Overview

Arbitration

Legal Overview
The Decision to Arbitrate
The Arbitration Agreement
Remedies Available in Arbitration
Compelling and Resisting Arbitration
Choosing the Arbitration Forum
Commencing Arbitration
Responding to the Claim
Choosing the Arbitration Panel
Preparing for the Hearing
The Hearing
Deliberation and Award
Post-Award Proceedings and Appeals
Arbitration of Class Actions
Arbitration of Construction Disputes
Arbitration of Employment and Labor Disputes
Unique Problems Posed by Intellectual Property Disputes
Arbitration of International Disputes
Real Estate Arbitration
Arbitration of Securities Disputes
Judicial Arbitration

Mediation

Introduction to Mediation: A Full Resolution Approach
The Mediation Process
Mediation Agreements
Selected Essays on Mediation
Confidentiality of Mediation and the Mediated Settlement Agreement
Commercial Mediation
Construction Mediation
Environmental Mediation
Family Law Mediation
Mediation of Insurance and Personal Injury Disputes
International Mediation and Conciliation
Labor and Employment Mediation
Mediation of Securities Disputes

Other Forms of Alternative Dispute Resolution

Dispute Review Boards
Med-Arb (Mediation-Arbitration)
Mini-Trials and Summary Jury Trials
Partnering – New Dimensions in Dispute Prevention and Resolution
Private Judging
Collaborative Law and the Use of Settlement Counsel

Appendix Documents

Table of Cases
Index

33 ADR experts are contributing authors:

James N. Adler

Alan Alhadeff

Mark E. Appel

J. Lani Bader

Robert C. Barrett

Michelle T. Burgess

Susan L. Carpenter

Winslow Christian

Kenneth Cloke

Terri L. Combs

Anthony De Toro

M. Scott Donahey

Robert C. Field

John J. Fitzpatrick Jr.

James K. Hoenig

David Hoffman

Keith W. Hunter

Sam Kegel

Kathleen M. Kelly

James R. Madison

Deborah Masucci

Bradley S. Miller

Lawrence W. Newman

Barbara Ashley Phillips

Robert W. Richardson

Arthur W. Rovine

Yaroslav Sochynsky

Francis O. Spalding

Pauline Tesler

John A. Toker

John F. Wells

Barry Winograd

Douglas Hurt Yarn

For more information,
contact your **West representative**,
visit **west.thomson.com**
or call **1-800-762-5272**.

Prices subject to change without notice. Sales to federal government customers may be subject to specific contract pricing.