

DISCLOSURE HYPOTHETICALS

1. You are party appointed, but you do not know at the time of your appointment whether you will be neutral or non-neutral. Must you submit disclosures?
2. Same case. Does it matter if the case is non-administered (as distinguished from one administered by JAMS or AAA)?
3. You are serving as arbitrator in a case in which you were selected as chair by the neutral, party appointed arbitrators. You previously served as a party arbitrator and participated in the selection of one of the neutral arbitrators as chair in that case. Must you disclose that relationship?
4. You are selected as chair of tripartite arbitration. The party arbitrators inform you that they have not made disclosures because they believe they are non-neutral. You are unable to get agreement of both sides as to the non-neutral status of party arbitrators. What should you do?