

Abbreviated ADR Clauses for Standard Business Agreements

The following short-form ADR clauses may be used in standard business agreement or in spot transactions such as purchase order forms.

Negotiation Clause

Should a dispute arise out of or in relation to this Agreement, the parties have agreed to attempt in good faith to resolve the dispute promptly by negotiation between executives.

Mediation Clause

Any dispute arising out of or relating to this Agreement shall be, prior to any party initiating litigation, mediated under the CPR Mediation Procedures. The parties will select a mediator from the CPR Panels of Distinguished Neutrals, or in the alternative, select a mediator in a mutually agreed upon manner.

Mediation, with Arbitration if Necessary

Any dispute arising out of or relating to this Agreement shall be, prior to any party initiating litigation, mediated under the CPR Mediation Procedures. The parties will select a mediator from the CPR Panels of Distinguished Neutrals, or in the alternative, select a mediator in a mutually agreed upon manner. Any controversy or claim arising out of or relating to this contract or the breach, termination or validity thereof, which remains unresolved 45 days after appointment of a mediator, shall be settled in arbitration by [a sole] [three] arbitrator(s) in accordance with the CPR Rules for Non-Administered Arbitration, and judgment upon the award rendered by the arbitrator(s) may be entered by any court having jurisdiction thereof.

Arbitration Clause

Any controversy or claim arising out of or relating to this contract or the breach, termination or validity thereof, shall be settled by arbitration by [a sole] [three] arbitrator(s) in accordance with the CPR Rules for Non-Administered Arbitration, and judgment upon the award rendered by the arbitrator(s) may be entered by any court having jurisdiction thereof.