

Attorney-Client Fee Dispute Resolution Program Board of Governors' Report to the Administrative Board of the Courts



2009

*...the informal and expeditious resolution of fee
disputes between attorneys and clients through
arbitration and mediation.*

**New York State
Unified Court System
Office of Court Administration
Office of ADR Programs
www.nycourts.gov/feedispute
877-FEES-137**

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Background

The Board of Governors for the Fee Dispute Resolution Program (FDRP) continues to ensure that attorneys and clients have access to cost-effective, high-quality methods of resolving fee disputes. 2009 marks the FDRP's seventh full year of operation. The Board continues to monitor local programs across New York State, and supports their efficient operation by providing funding, training volunteer arbitrators, and responding to myriad legal and programmatic questions from staff of local programs as well as attorneys and clients.



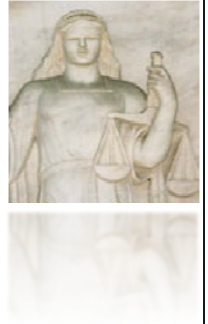
Summary of Highlights

Below is a brief summary of the FDRP's main accomplishments during 2009. Each item will be discussed in greater detail:

- During 2009, local programs across New York State closed 1,130 cases concerning disputed attorney fees, an increase of 16% over the number of cases that local programs closed in 2008.
- The Board amended Model Form 137-9, "Notice of Arbitration Award", to include information about trial de novo and vacatur with references to relevant sections of 22 NYCRR 137 and the Standards and Guidelines, and to CPLR Article 75. In amending Model Form 137-9, the Board repealed Model Form 137-10 "Notice of Final and Binding Award".
- The Board amended Model Form 137-5a, "Attorney Response Form" to include text from 22 NYCRR §137.11 reminding attorneys about their obligation to participate in the program at the client's request.
- A "Complaint Review Subcommittee" was created to address concerns raised by Part 137 parties about the program, staff, and arbitrators.
- In December 2009, the Board convened the annual meeting of local program administrators to discuss issues raised during calendar year 2009.
- In 2009, the Board created a newsletter to keep local program administrators apprised of issues concerning the program. The newsletter contains program administrators' questions with legal issues subcommittee answers, articles on program procedure, and updates on noteworthy cases.

Subcommittees

The Board of Governors formed a sixth subcommittee in 2009 to handle complaints about the program. Subcommittees meet independently of the Board of Governors and operate with the assistance of co-counsel. Each subcommittee has an appointed chairperson who reports its suggestions and findings to the Chair. The subcommittees' work and recommendations are subject to review and approval by the full Board of Governors at plenary meetings. The subcommittees have benefitted from the able support of Daniel M. Weitz, Esq., and Amy Sheridan, Esq., who have provided invaluable service as co-counsel to the Board of Governors.



The six subcommittees and their respective chairs are:

- Program Approval (Martha E. Gifford, Esq.)
- Legal Issues (John H. Pennock, Esq.)
- Qualifications and Training for Neutrals (Stephen W. Schlissel, Esq.)
- Outreach & Education (Linda M. Campbell, Esq.)
- Panel Threshold Subcommittee (Paul M. Hassett, Esq.)
- Complaint Review Subcommittee (Martha E. Gifford, Esq.)

Program Approval Subcommittee

Background

The Program Approval Subcommittee reviews program proposals submitted to the Board of Governors by bar associations and Judicial District Administrative Judges' Offices. It also monitors approved local programs to ensure compliance with the Standards and Guidelines, as well as Part 137.

The Subcommittee presents proposals to the Board of Governors with recommendations for approval or other action. The guiding criterion for the Subcommittee and the full Board is whether the proposed program provides a fair and efficient process for the resolution of attorney-client fee disputes. A table of dates that local programs were approved can be found in Appendix B.

The Monroe County Bar Association and the 7th Judicial District's Administrative Judge's Office

In 2009, the Approval Subcommittee reviewed the Monroe County Bar Association's request to raise their arbitrator panel threshold to the current statewide threshold of \$6,000. The Board approved the change upon the subcommittee's recommendation. The Monroe County Bar Association administers the Part 137 local program in the

7th Judicial District in collaboration with the 7th Judicial District's Administrative Judge's Office.

The Board of Governors is grateful to the members of the Program Approval Subcommittee, led by Martha Gifford, Esq., for all of their hard work.

Legal Issues Subcommittee

Background

The Legal Issues Subcommittee researches legal questions as they arise and provides guidance to the Board of Governors, local programs and arbitrators. Complex or weighty issues that merit extended discussion are brought to the attention of the full Board of Governors for consideration. The Board of Governors regularly brings important policy issues to the attention of the Administrative Board of the Courts for guidance and direction, particularly where local programs request amendments to or deviations from Part 137 or other applicable statutes or rules. The Board also consults with the Office of Court Administration's Counsel's Office on various legal issues.

In 2009, the Legal Issues Subcommittee responded to a variety of inquiries from local program administrators, such as:

- Whether the program applies to attorneys who have been disbarred or suspended from the practice of law.
- Whether a dissenting arbitrator may sign an award with the notation *under protest*.
- Whether a party may bring a support person to the hearing in addition to the party's attorney and whether confidentiality binds all parties.
- Whether the program has jurisdiction over a fee dispute where representation was in a social security action.
- Whether the \$50,000 jurisdictional limit of the Rule includes interest.

The Legal Issues Subcommittee, led by John H. Pennock, Esq., responds to inquiries on a frequent basis and the Board of Governors is grateful for all of their hard work.

Qualifications and Training For Neutrals Subcommittee

Background

Section 9 of the Standards and Guidelines prescribes minimal training requirements and addresses the qualifications and duties of Part 137 arbitrators. In developing these requirements, the Board sought to assure high-quality services and preserve local program flexibility without overburdening volunteer arbitrators. The training



includes a 90-minute Part 137 orientation program for experienced arbitrators and a six-hour program for new arbitrators (inclusive of the orientation).

The Board of Governors has to date approved two mediation programs (Joint Committee of Fee Disputes and Conciliation and Brooklyn Bar Association), both of which follow generally accepted standards within the mediation field and utilize trained mediators whose credentials and qualifications have been approved under recognized court-annexed or community dispute resolution programs.

The Subcommittee provides logistical and other assistance to local programs in organizing the training sessions for arbitrators. Members of the Board of Governors frequently attend these training sessions and thank the participants for agreeing to serve as volunteers in the Fee Dispute Resolution Program. As of December 31, 2009, local programs list 1,600 neutrals on their rosters.

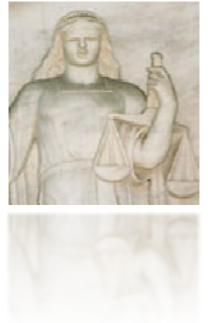
Based on a needs assessment, there were no new arbitrator trainings held in 2009.

Part 137 Newsletter

In 2009, the Subcommittee launched a newsletter to update administrators and arbitrators on program information throughout the year. The newsletter is an additional means of communication between the Board and local programs. Co-counsel remains in frequent contact with administrators and administrator meetings are still held annually. Newsletters contain articles on legal issues, summaries of noteworthy cases, and Board resolutions. Topics covered in 2009 were:

- How administrators may assist parties who seek advice on enforcing arbitration awards.
- How to handle cases involving malpractice issues in light of the Second Department Appellate Division decision, *Mahler v. Campagna* (60 A.D.3d 1009). The article instructs administrators to continue to screen out cases that involve substantial legal questions like malpractice.
- Whether the jurisdictional limit of the program includes interest.
- Whether an attorney not admitted in New York, but who is admitted in another jurisdiction, may appear for a party in a Part 137 arbitration.

The Board of Governors is grateful to the members of the Qualifications and Training for Neutrals Subcommittee, led by Stephen Schlissel, Esq., for all of their hard work.



Education and Outreach Subcommittee

This subcommittee's mandate is to educate the general public about the FDRP. One of the most effective ways to disseminate current information to the public is through Part 137's web presence on www.nycourts.gov. The subcommittee works with co-counsel to keep the pages up-to-date and user-friendly. In 2009, the *Frequently Asked Questions* (FAQs) page was updated to include information on how to waive the right to trial de novo by agreeing ahead of time for final and binding arbitration. This FAQ was posted to coincide with the amendment of Model Form 137-9 "Notice of Arbitration Award".



Panel Threshold Subcommittee

A "Panel Threshold" Subcommittee was created to explore raising the \$6,000 threshold for panel arbitrations in response to the ratio of one-member and three-member panels reaching parity and to the increase in the number of member panels. At annual meetings, program administrators reported that scheduling three-member panels is more labor intensive and thus leads to delays in scheduling arbitrations.

Data shows that about 1/3 of the local programs must now schedule panel arbitrations more often than single member arbitrations. For three programs, the amount of panel arbitrations doubled, or nearly doubled, the amount of single-member arbitrations in 2009¹. Statewide, cases arbitrated by panels accounted for 55% of all arbitrated cases.

In 2009, the subcommittee reviewed data concerning panels from each of the programs. The subcommittee suggested increasing the threshold in areas where \$6,000 or more in fees were disputed with greater frequency. In doing so, the subcommittee expected that the increased threshold would alleviate some of the administrative burden in scheduling cases. Also anticipated was a collateral effect of equalizing the burden between programs in areas where greater amounts are disputed with programs where lesser amounts are disputed.

The subcommittee and the Board continue to examine the issue and anticipate presenting a proposal for the Administrative Board to consider during 2010. Among the issues still needing examination is how a non-uniform application of threshold will affect programs.

¹ New York County Lawyers' Association: 49 single/ 107 panel; Brooklyn Bar Association: 3 single/ 7 panel; 10th JD (Nassau County): 50 single; 90 panel.

Complaint Review Subcommittee

A Complaint Review Subcommittee was created to address potential concerns raised by Part 137 parties and the public about the program, staff, and arbitrators. The subcommittee recommends action to the Board and assists co-counsel with any complaints received. The subcommittee offers vital support to the program in light of the Board's responsibility pursuant to the rule and standards, as well as the Attorney General Opinion (Formal Opinion 2004-F3) which provides for defense and indemnification for arbitrators.



Part 137 Form Amendments

In response to feedback from local programs, the Board amended Model Form 137-9, "Notice of Arbitration Award", to include information about trial de novo and vacatur with references to relevant sections of 22 NYCRR 137 and the Standards and Guidelines, and to CPLR Article 75. In amending Model Form 137-9, the Board repealed Model Form 137-10 "Notice of Final and Binding Award". Local programs were instructed to attach model form 137-9 to all awards going forward.

The Board amended Model Form 137-5a, "Attorney Response Form" to include text from section 137.11. Section 11 of the Rule reminds attorneys about their obligation to participate in the program at the client's request.

Office of ADR Programs' Staff circulated the updates with instructions on how to download.

Board Membership

The Board of Governors wishes to thank the Administrative Board of the Courts for amending Part 137, thus enabling Presiding Justices to reappoint members to the Board after their terms have expired. The amendment to 22 NYCRR § 137.3(d) took effect on May 14, 2009. The amendment allows the Board to continue to operate with the institutional knowledge provided by members who have offered continuous service, including some of its founding members.

In June 2009, the Honorable Jonathan Lippman, Chief Judge of the State of New York, reappointed the Honorable Guy J. Mangano as Chair of the Board. Judge Lippman also reappointed Mary L. Corbitt, Martha E. Gifford, Esq., and Paul M. Hassett, Esq., to the Board. Judge Mangano, Ms. Corbitt, Ms. Gifford, and Mr. Hassett were all formerly appointed by the Honorable Judith S. Kaye. These members fill the

original seats they held upon appointment, with the exception of Mr. Hassett who replaces Corey B. Kaye, Esq.

Also in June 2009, the Honorable Henry J. Scudder, Presiding Justice of the Supreme Court, Appellate Division, Fourth Department, reappointed Katherine Bifaro. Ms. Bifaro's appointment filled the seat formerly held by Susan Valenti. Ms. Bifaro was originally an appointment of the Honorable Judith S. Kaye.

Although Abigail Wickham, Esq.'s term ended, she has graciously agreed to continue on the Board as an *ex officio* member.

The Board wishes to express its gratitude to the former members for their generous service.



2009 Caseload Activity

Summary of Data Collected from Local Programs

Since its inception in January 1, 2002, the Fee Dispute Resolution Program has closed more than 5,719 cases. During 2009, local programs closed 1,130 cases, which is a 16% increase over the 951 cases that local programs closed in 2008.

In 2009, 248 of the 1,130 cases that local programs closed were either dismissed for lack of jurisdiction or withdrawn by the filing party. Of the remaining 882 cases, 347 were settled prior to or during arbitration or mediation. Of the local programs approved to provide mediation², mediated cases accounted for 10% of cases that were settled, arbitrated, or mediated.

A total of 677 cases were arbitrated in 2009, of which arbitrators issued awards in 467 cases. Single arbitrators arbitrated 299 cases, while panels of three arbitrators arbitrated 378 cases. *See figure 1-1*

The average amount in dispute was \$12,674.74, which is slightly less than the average amount in dispute among 2008 cases (\$13,202.05). A table of caseload activity can be found in *Appendix C*.

Comparison of Cases Involving Single Arbitrators vs. Panels

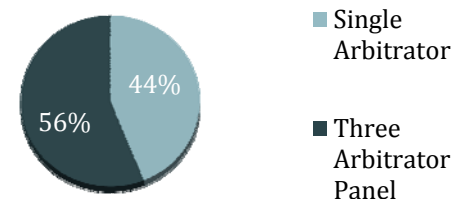


Figure 1-1

² New York County Lawyers' Association, local program provider for New York and Bronx Counties and Brooklyn Bar Association, local program provider for Kings County.

Time from Intake to Disposition

In 2004, a case took an average of 13.6 weeks to proceed from intake to disposition. Five years later, that number has doubled. In 2009, it took an average of 28.4 weeks to dispose of a case from intake. The years in between show a gradual increase in the time it took to dispose of a case. In 2005, it took an average of 19.5 weeks. In 2006, it took an average of 23.3 weeks for cases to proceed from intake to disposition, while in 2007 it took an average of 24.7 weeks for cases to proceed from intake to disposition. In 2008 the average was 25.8 weeks. *See figure 1-2*

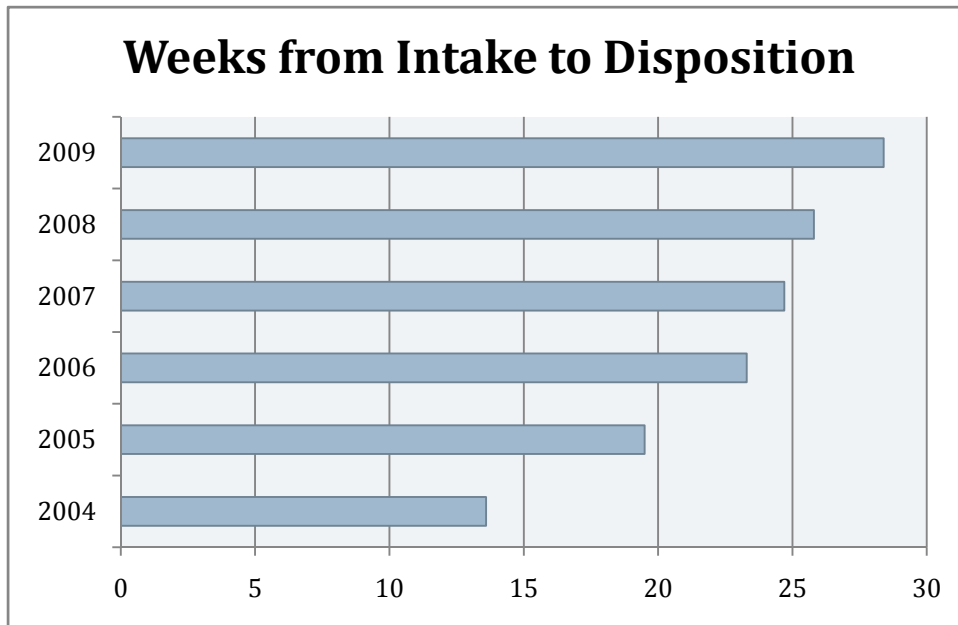


Figure 1-2

Funding

The Office of Court Administration continues to fund the following programs in order to help defray costs: the Bar Association of Erie County in the amount of \$8,487; the New York County Lawyers Association (NYCLA), which administers the Joint Committee on Fee Disputes and Conciliation in Bronx and New York Counties in the amount of \$ 74,263; the Onondaga County Bar Association in the amount of \$12,731; and the Monroe County Bar Association in the amount of \$ 16,285.

Beginning in 2007, all funding to bar associations will occur pursuant to the terms of negotiated multi-year contracts rather than through the less formal memoranda of understanding that had been used to provide funding during 2004, 2005 and 2006. This change reflects the evolution of the funding process from *ad hoc*, annual memoranda of understanding to a structured process of negotiated multi-year contracts. As a result of this change, bar associations that obtain funding in support of their local fee dispute resolution programs will submit detailed annual budgets for review and approval, and they will be required to file reconciliation reports on a quarterly basis. This change brings the funding of Part 137 programs into conformity with the standard budget and contract practices of the Unified Court System. The Board of Governors believes that this change will promote greater accountability and that the budget negotiation process will provide an opportunity for local programs and the Board of Governors to address collaboratively any impediments to a fair, expeditious and efficient process for attorneys and clients.



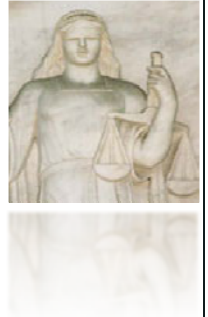
Looking Ahead

The Board of Governors continues to ensure that there are sufficient numbers of well-trained and qualified arbitrators around the State to preside over fee arbitrations in a fair and timely manner. The Board is mindful though of local programs' difficulty in retaining volunteer arbitrators on their rosters. The Board continues to explore ways to promote arbitration service, including: recognizing arbitrators who have dedicated continuous service. The Board has also considered asking arbitrators to sign a "commitment of service" along with their oath or affirmation. In 2010, the Board will also look into expanding mediation to more programs. The Board recognizes the importance of continued outreach so that judges, attorneys and clients remain aware of the FDRP.

In its 2009 Report to the Chief Administrative Judge, the OCA Civil Practice Committee proposed granting jurisdiction to the lower courts to entertain declaratory judgment actions commenced pursuant to Part 137. Under the act, a party could commence a trial de novo in the form of declaratory relief in one of the courts of limited jurisdiction so long as the amount in dispute did not exceed that court's monetary jurisdiction. This amendment to the lower court acts would alleviate the financial burden of commencing this type of action in Supreme Court. By expanding party options, the act would increase access to the courts and also clarify some of the confusion surrounding the trial de novo. The act is currently moving its way through the legislature.

The Board of Governors continues to maintain a statewide telephone and e-mail presence staffed by members of the UCS Office of Alternative Dispute Resolution (ADR) Programs. The majority of calls are from clients and attorneys requesting information about the FDRP, including where to file requests for arbitration. Many attorneys call seeking clarification of their obligations under Part 137, particularly how to comply with the rule's notice requirements. Local program administrators and staff also call regularly with questions regarding program administration, as well as interpretation of both Part 137 and the Standards and Guidelines. The Board expects to implement a call-tracker database in 2010 in order to better identify and analyze the types of questions received.

The Board will continue to consult with local program administrators to identify concerns and will continue to work with the Administrative Board of the Courts and the Office of Court Administration to oversee this valuable program.



Conclusion

In this annual report to the Administrative Board of the Courts, covering the seventh full year of operation, the Board of Governors expresses its gratification at the high level of cooperation we have received, almost without exception, from county-level bar associations in New York State and from District Administrative Judges across the State. We have benefitted greatly from the highly motivated and hands-on lawyers and members of the public who have been appointed by you to serve as members of the Board of Governors. Virtually every one of them has evinced great dedication to their task of implementing Part 137 and working with local programs to ensure the success of this Program.

We, the members of the Board of Governors, greatly appreciate the interest, responsiveness and support we have received from the Administrative Board of the Courts. We believe that we continue to provide a process that guarantees the fair and speedy resolution of fee disputes and furthers the interests of the general public and the legal profession.



APPENDIX A- BOARD OF GOVERNORS

Member	Term Expires	Appointment
Hon. Guy J. Mangano	5/31/2012	Chief Judge Jonathan Lippman
Gene A. Johnson	5/31/2010	Chief Judge Judith S. Kaye
Mary L. Corbitt	5/31/2012	Chief Judge Jonathan Lippman
Martha E. Gifford, Esq.	5/31/2012	Chief Judge Jonathan Lippman
Simeon H. Baum, Esq.	5/31/2010	Chief Judge Judith S. Kaye
Paul M. Hassett, Esq.	5/31/2012	Chief Judge Jonathan Lippman
William J. Dockery, Esq.	5/31/2009	Presiding Justice Joseph P. Sullivan
<i>Vacant</i>		Presiding Justice (App. Div. 1 st Dept.)
<i>Vacant</i>		Presiding Justice (App. Div. 1 st Dept.)
Stephen W. Schlissel, Esq.	5/31/2008	Presiding Justice Gail S. Prudenti
Yolanda A. Walker	5/31/2009	Presiding Justice Gail S. Prudenti
Robert J. Avallone, Esq.	5/31/2010	Presiding Justice Gail S. Prudenti
Ferdinand J. Acunto	5/31/2010	Presiding Justice Anthony V. Cardona
James L. Chivers, Esq.	5/31/2009	Presiding Justice Anthony V. Cardona
John H. Pennock, Esq.	5/31/2008	Presiding Justice Anthony V. Cardona
Linda M. Campbell, Esq.	5/31/2009	Presiding Justice Eugene F. Pigott, Jr.
Elaine Z. Cole, Esq.	5/31/2010	Presiding Justice Henry J. Scudder
Katherine S. Bifaro	5/31/2012	Presiding Justice Henry J. Scudder

Ex Officio

Abigail Wickham, Esq.

APPENDIX B – APPROVED PROGRAMS
PROGRAM APPROVAL STATUS – STATEWIDE OVERVIEW

As of December 31, 2009

District	Administrator	Status
First (Manhattan)	Joint Committee on Fee Disputes and Conciliation	Joint program of New York County Lawyers Assn, Bronx County Bar Assn, and Assn of the Bar of the City of New York. Program operates out of NYCLA headquarters. Approved to administer program as of 3/4/2002
Second (Kings)	Brooklyn Bar Assn	Approved to administer program as of 8/20/2002
Third (Albany, Schoharie, Rensselaer, Greene, Columbia, Ulster, Sullivan)	District Administrative Judge's Office. (Program covers entire District)	Approved to administer program as of 7/23/2002
Fourth (Schenectady, Saratoga, Montgomery, Fulton, Washington, Warren, Hamilton, Essex, St. Lawrence, Franklin, & Clinton)	District Administrative Judge's Office (Program covers entire District)	Approved to administer program as of 5/1/2005
Fifth (Onondaga, Herkimer, Jefferson, Lewis, Oneida, Oswego)	Onondaga County Bar Assn, in partnership with the District Administrative Judge's Office (Program covers entire District)	Approved to administer program as of 7/24/2002
Sixth (Broome, Chemung, Chenango, Cortland, Delaware, Madison, Otsego, Schuyler, Tioga & Tompkins)	District Administrative Judge's Office (Program covers entire District)	Approved to administer program as of 4/16/2003

District	Administrator	Status
Seventh (Monroe, Cayuga, Livingston, Ontario, Seneca, Steuben, Wayne & Yates)	Monroe County Bar Assn, in partnership with the District Administrative Judge's Office (Program to cover entire District)	Approved to administer program as of 10/1/2002
Eighth (Erie, Allegany, Cattaraugus, Chautauqua, Genesee, Niagara, Orleans & Wyoming)	Bar Assn of Erie County (Program covers entire District)	Approved to administer program as of 2/6/2002
Ninth (Westchester, Dutchess, Orange, Putnam, Rockland)	District Administrative Judge's Office (Program covers entire District)	Approved to administer program as of 2/24/2003
Tenth (Nassau)	District Administrative Judge's Office (Program covers Nassau County)	Approved to administer program as of 2/24/2003
Tenth (Suffolk)	Suffolk County Bar Assn (SCBA Pilot program ran from Feb. 28, 2003 to Nov. 22, 2004 to arbitrate disputes of \$3000 and above only in Suffolk County; District Administrative Judge's Office arbitrated disputes between \$1,000 and \$3,000. The SCBA now handles all Part 137 fee disputes.)	Approved to administer program as of 10/9/2002
Eleventh (Queens)	District Administrative Judge's Office	Approved to administer program as of 4/24/2003
Twelfth (Bronx)	Same as First District	Same as First District
Thirteenth (Staten Island)	Richmond County Bar Assn	Approved to administer program as of 1/9/2003

APPENDIX C - CASELOAD DATA

The following pages summarize the caseload data that local programs reported.

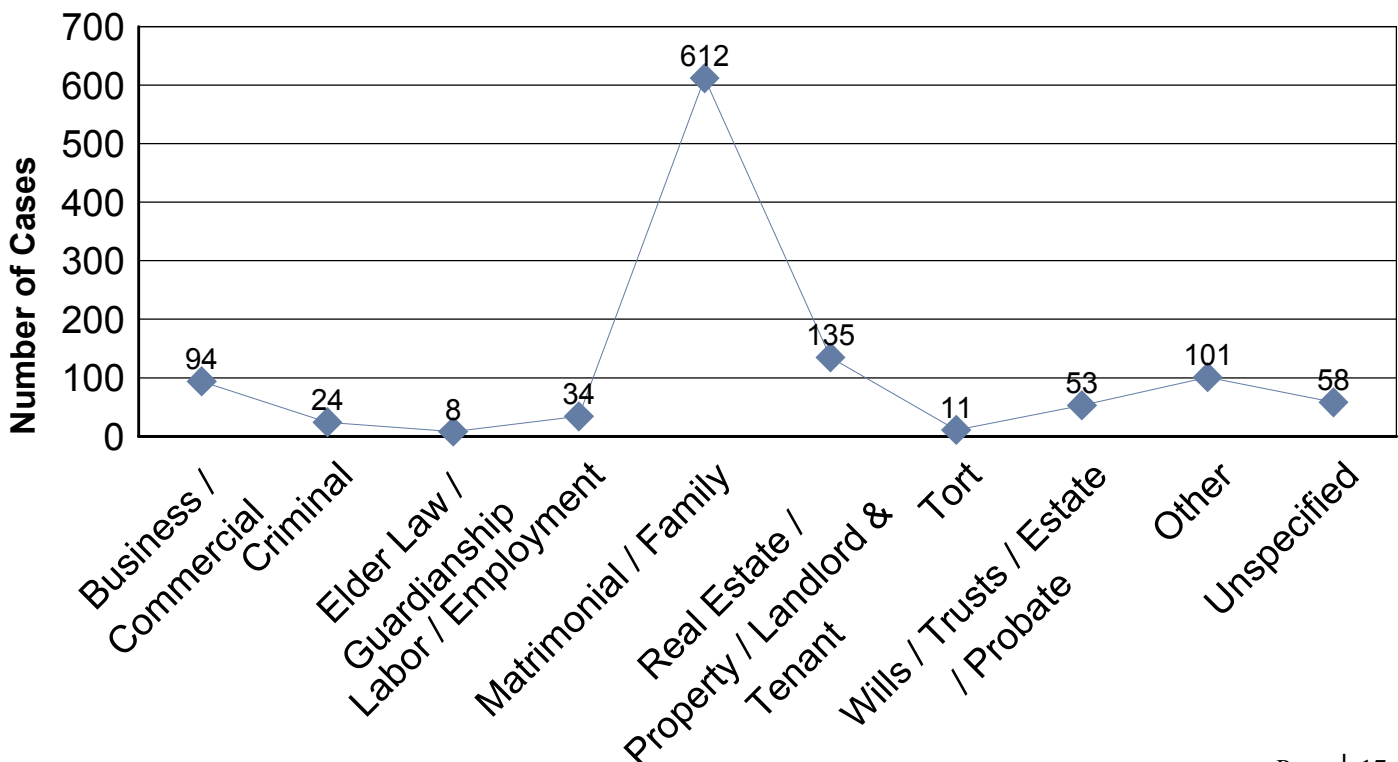
Quarterly Activity Report: 2009

	First Quarter	Second Quarter	Third Quarter	Fourth Quarter	Total
Cases Closed	292	305	223	310	1,130
Average Number of Weeks from Intake to Disposition	25.7	28.7	26.8	31.9	28.4
<u>Cases Arbitrated or Settled During Arbitration</u>					
Cases Assigned to One Arbitrator	78	88	57	75	298
Cases Assigned to Three Arbitrators	106	105	72	96	379
Total Admin. Fees Collected from Parties	\$26,039.00	\$24,315.00	\$17,670.00	\$24,855.00	\$92,879.00
Average Amount in Dispute (All Cases)	\$12,304.44	\$11,812.15	\$10,815.58	\$15,199.64	\$12,674.74

Filing Parties

Attorney	Client	Not Reported
106	987	37

Case Type Information



Disposition Information

	Number of Cases
Arbitrated - Award Issued	467
Arbitrated - No Award Issued	38
Mediated - Settlement Reached	23
Mediated - No Settlement Reached	1
Settled During Arbitration	172
Settled Prior to Arbitration or Mediation	175
Claim Withdrawn	30
Lack of Jurisdiction (see below)	218
Others	6
Total	1,130

Cases Dismissed for Lack of Jurisdiction

	<i>Number of Cases</i>
<i>Amount in Dispute > \$50,000</i>	12
<i>Amount in Dispute < \$1,000</i>	36
<i>Services Provided Outside Local Program's Geographic Jurisdiction</i>	19
<i>Referred to Grievance Committee for Noncompliance with Part 137</i>	4
<i>Referred to Grievance Committee for Apparent Attorney Misconduct</i>	3
<i>Substantial Legal Question</i>	56
<i>Other</i>	88

	Statewide	1st & 12th JDs	2nd JD - Kings	2nd JD - Staten Island	3rd JD	4th JD	5th JD - Jeff/Lewis, Onondaga & Oswego	6th JD
Disposition Information								
Total Cases Closed	1,130	281	20	20	53	27	25	19
Average Weeks from Intake to Disposition	28.44	40.94	35.86	37.70	14.83	21.04	32.28	16.37
Total Cases Arbitrated	677	156	10	15	10	16	25	7
Cases Arbitrated With Awards Issued	467	141	7	12	3	16	17	2
Cases Settled During Arbitration	172	12	2	1	2	0	8	4
Arbitration Held But No Award Issued	38	3	1	2	5	0	0	1
Cases Arbitrated by One Arbitrator	299	49	3	9	7	13	18	5
Cases Arbitrated by Three Arbitrators	378	107	7	6	3	3	7	2
Total Cases Resolved Outside of Arbitration	199	70	2	3	8	5	0	5
Total Number of Settled Cases	175	48	0	3	8	5	0	5
Settlements Prior to Arbitration	171	45	0	3	8	5	0	5
Settlements Prior to Mediation	4	3	0	0	0	0	0	0
Total Number of Mediated Cases	24	22	2	0	0	0	0	0
Cases Mediated to Agreement	23	21	2	0	0	0	0	0
Cases Mediated With No Agreement	1	1	0	0	0	0	0	0
Total Cases Withdrawn and Dismissed for Lack of Jurisdiction	248	53	8	2	35	6	0	7
Cases Withdrawn	30	3	1	0	0	0	0	4
Cases Dismissed for Lack of Jurisdiction	218	50	7	2	35	6	0	3
Financial Information								
Total Admin. Fees Collected From Parties	\$92,879.00	\$55,634.00	\$1,050.00	\$1,900.00	\$0.00	\$0.00	\$2,175.00	\$0.00
Average Amount in Dispute	\$12,674.74	\$19,313.82	\$13,180.40	\$14,194.05	\$6,708.08	\$5,138.67	\$7,344.52	\$4,937.26

	7th JD	8th JD	9th JD	10th JD - Nassau	10th JD - Suffolk	11th JD
Disposition Information						
Total Cases Closed	51	66	119	211	199	39
Average Weeks from Intake to Disposition	27.19	17.67	49.56	12.79	15.63	66.29
Total Cases Arbitrated	23	30	77	140	145	23
Cases Arbitrated With Awards Issued	9	23	52	68	106	11
Cases Settled During Arbitration	13	7	25	47	39	12
Arbitration Held But No Award Issued	1	0	0	25	0	0
Cases Arbitrated by One Arbitrator	11	16	34	50	67	17
Cases Arbitrated by Three Arbitrators	12	14	43	90	78	6
Total Cases Resolved Outside of Arbitration	11	6	12	40	29	8
Total Number of Settled Cases	11	6	12	40	29	8
Settlements Prior to Arbitration	10	6	12	40	29	8
Settlements Prior to Mediation	1	0	0	0	0	0
Total Number of Mediated Cases	0	0	0	0	0	0
Cases Mediated to Agreement	0	0	0	0	0	0
Cases Mediated With No Agreement	0	0	0	0	0	0
Total Cases Withdrawn and Dismissed for Lack of Jurisdiction	16	30	28	30	25	8
Cases Withdrawn	0	6	5	0	8	3
Cases Dismissed for Lack of Jurisdiction	16	24	23	30	17	5
Financial Information						
Total Admin. Fees Collected From Parties	\$5,020.00	\$6,100.00	\$0.00	\$0.00	\$21,000.00	\$0.00
Average Amount in Dispute	\$10,231.26	\$6,314.92	\$15,398.97	\$13,033.54	\$9,187.70	\$5,421.59