

Ray Turner

Arbitration Awards

A practical approach



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Arbitration Awards A Practical Approach

H Kauffman



Arbitration Awards A Practical Approach:

Arbitration Awards Ray Turner, 2008-04-15 Drawing on his long and practical experience the author gives guidance which only the foolhardy would reject without good reason for doing so With this manual beside him many an arbitrator will feel sure sleep the sounder The Rt Hon The Lord Bingham of Cornhill The preparation of an arbitrator's award requires a rigorous approach to the consideration of submissions and evidence and to the decisions stemming from that consideration and the arbitrator must be competent to draft a valid and enforceable award These tasks can be complex for any arbitrator particularly so for the less experienced This book has been written to provide clear and practical guidance whilst emphasising that there is no standard method of preparing or writing an award It includes illustrations relating to a wide range of types of award It will be of interest to all arbitrators and those involved in the process whether they are concerned with commodities insurance maritime matters rent disputes construction or commerce

A Practical Approach for Expanding the Review of Commercial Arbitration Awards Paul Bennett Marrow, 2016 Arbitration is supposed to be a quick efficient way to resolve a dispute One of the main benefits is finality The Federal Arbitration Act does not allow for a merit based appeal from an arbitral award If an arbitrator makes an error interpreting or apply law courts are not empowered to intervene Hall v Mattel 552 U S 576 2008 The only review possible is pursuant to the vacatur provisions of Section 10 of the FAA For this reason many lawyers and their clients avoid arbitration Recently some have recognized that nothing in the FAA prohibits a merit based appeal to another arbitrator Practitioners aware of this possibility now have a tool for addressing the possibility of mistakes in the interpretation or application of law This article discusses this procedure examining the rules for appeals adopted by the AAA CPR and JAMS The chapter updates a previous version published in 2010

A Practical Approach to Alternative Dispute Resolution Susan Blake, Julie Browne, Stuart Sime, 2016 This text will appeal to law students and practitioners looking for a book that deals with the full range of ADR processes It covers the core topics on the dispute resolution module for the BPTC Its practical focus highlights the key processes and procedures for each topic

A Practical Approach to Arbitration Law Andrew Tweeddale, Keren Tweeddale, 1999 This practical handbook provides a detailed examination of arbitration law and procedure and includes the full text of the Arbitration Act 1996 Importantly it takes account of the Civil Procedure Rules 1998 insofar as they affect arbitration proceedings Unlike other books on arbitration a resume of the main principles involved in international arbitration law and a section of precedents demonstrating the theory of arbitration law in practice are also included Since the enactment of the Arbitration Act 1996 there have been numerous cases dealing with the Act A Practical Approach to Arbitration Law analyses the most significant and recent cases including Vosnoc Ltd Transglobal Projects Ltd Charles M Wille Davies Middleton Davies Ltd Toyo Engineering Corporation and Patel Patel on the staying of litigation to arbitration Kye Gbangbola Smith and Sheriff on issues of serious irregularity

Steelworkers Arbitration Awards, 1974 Arbitration awards, 2000 This issue contains awards

of CCMA commissioners and IMSSA panellists dealing with arbitration proceedings and the power of arbitrators the contract of employment dismissal for misconduct poor work performance and operational requirements and unfair labour practices

Labor Arbitration Awards ,2010 **Proceedings of the Institution of Civil Engineers** ,2005 Labor Arbitration Awards Commerce Clearing House,1994 **Dispute Resolution Journal** ,2005-02 American Labor Arbitration Awards ,1967 Public Sector Arbitration Awards ,1981 **American Labor Arbitration Awards** Prentice-Hall, inc,1946

European Legal Book Index ,2003 *Ohio State Journal on Dispute Resolution* ,2000 **Labor & Employment Arbitration** Floyd D. Weatherspoon,2016-07-01 This casebook presents material which both students and practitioners will find useful in analyzing writing and interpreting arbitration awards and cases Unlike the traditional casebook there are less theoretical concepts and historical developments Instead the book includes a broad collection of arbitration court cases and arbitration awards to analyze followed by discussion questions case problems and summaries Court cases and arbitration awards were selected which set forth clear and practical substantive and procedural arbitration principles In addition leading Supreme Court cases which outline and identify federal common law rules and policies on arbitration are included to illustrate the judicial process for establishing precedent and federal common arbitration laws Similarly a selected number of secondary readings which should enhance the reader s understanding and application of specific arbitration concepts are inserted to give the reader an immediate opportunity to synthesize a wealth of arbitration concepts and principles The book is divided between labor and employment arbitration with a major emphasis on labor arbitration The labor arbitration section provides a wide range of reoccurring labor issues such as management rights seniority subcontracting benefits wages and hours off duty conduct and safety policies Because disciplinary actions remain the dominant issue arbitrated a significant amount of material is included on the just cause principles Through arbitration awards each element of the just cause principle is explained and analyzed Aside from disciplinary issues the book also covers issue grievances which primarily involve contract interpretation The last section of the book discusses the development of employment arbitration This area of arbitration has rapidly expanded in the private sector The catalyst for this expansion was caused in part by The Supreme Court s liberal interpretation of the Federal Arbitration Act and most recently the validation of mandatory arbitration provisions in employment contracts This section of the book includes the leading Supreme Court decisions on compulsory arbitration and the application of these cases on discrimination claims employment statutes and contract disputes Floyd D Weatherspoon is a Professor at Capital University Law School Columbus Ohio where he has taught labor and employment related courses including arbitration for more than twenty five years Professor Weatherspoon also serves as a neutral in complex commercial labor and employment disputes He is nationally recognized as a highly experienced labor and employment arbitrator He serves on a number of state and national arbitration rosters and panels including the American Arbitration Association s Labor and Employment Panels the Federal Mediation and Conciliation Service s Roster and the

National Mediation Board's Arbitration Panel In addition to serving as a labor and employment arbitrator he has also served as a fact finder in a number of labor contract disputes Professor Weatherspoon is a member of the National Academy of Arbitrators and serves on the Council of the American Arbitration Association California. Court of Appeal (1st Appellate District). Records and Briefs California (State)., Received document entitled APPELLEE'S BRIEF_x000D_Consolidated Cases A030738_x000D_A033552_x000D_A034470 *Current Law Index*, 2007 *A Practical Approach to Pharmaceutical Policy* Andreas Seiter, 2010 problems but also is practically viable and sustainable **The British National Bibliography** Arthur James Wells, 2006

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