

2007-2008

New York State Fee Dispute Resolution Program Board of Governors' Report to the Administrative Board of the Courts



New York State Unified Court System
Office of Court Administration

Attorney-Client Fee Dispute Resolution Program
Board of Governors' Report to the Administrative Board for 2007 and 2008

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Main Accomplishments

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. 2008 marks the FDRP's sixth 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. Below is a brief summary of the FDRP's main accomplishments during 2007 and 2008. Each item will be discussed in greater detail:

- During 2007, local programs across New York State closed 1,054 cases concerning disputed attorney fees, an increase of 14% over the number of cases that local programs closed in 2006. In 2008, the number of cases closed fell slightly to 951.
- Full-day arbitration trainings were held in Westchester, Onondaga, Nassau, Monroe, Orange, Queens, Binghamton, and New York Counties.
- A "Panel Threshold" Subcommittee was created to explore raising the \$6,000 threshold for panel arbitrations in response to the ratio between one-member and three-member panels achieving parity and to the doubling of the number of 3-member panels. Scheduling three-member panels is more labor intensive; the expectation is that raising the threshold would alleviate some of the administrative burden in scheduling cases. It will also achieve a collateral effect of equalizing the burden between programs in areas where greater amounts are disputed with programs where lesser amounts are disputed.
- In January and December 2008, the Board convened annual meetings of local program administrators to discuss issues raised during calendar years 2007 and 2008, respectively.
- In 2008, the FDRP website www.nycourts.gov/feedispute was revised to include more user-friendly content, such as: an updated Frequently Asked Questions (FAQ) page, that includes information on the often puzzling topic of commencing a trial de novo; downloadable form packets tailored for local programs that fulfill attorney notice requirements; a downloadable client-focused informational brochure; and links to relevant rules and resource websites.

Subcommittees

The Board of Governors operates with four subcommittees and one *ad hoc* subcommittee. Subcommittees meet independently of the Board of Governors. The Chair participates in subcommittee meetings. Each subcommittee has an appointed chairperson who reports to the full Board of Governors. 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 Antonio E. Galvao, Esq., Daniel M. Weitz, Esq., Jeremy A.K.

Zeliger, Esq., and Amy Sheridan, Esq., who have provided invaluable service as co-counsel to the Board of Governors.

The Board of Governors operates with four subcommittees and one ad hoc subcommittee.

The Board expresses its gratitude for the diligent efforts of Jeremy A.K. Zeliger, Esq. as co-counsel and wish him well in his new position as Assistant Deputy Counsel for the Judicial Institute. Mr. Zeliger's position as co-counsel was filled by Amy M. Sheridan, Esq. in April 2007.

The four subcommittees and their respective chairs are:

- Program Approval (Martha Gifford, Esq.)
- Legal Issues (John Pennock, Esq.)
- Qualifications and Training for Neutrals (Stephen Schlissel, Esq.)
- Outreach & Education (Linda Campbell, Esq.)
- \$6,000 Panel Threshold (Paul Michael Hassett, Esq.)

Program Approval Subcommittee

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.

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The Program Approval Subcommittee works closely with local bar associations and Judicial District Administrative Offices to help them craft proposals that are consistent with the Standards and Guidelines and Part 137. This collaboration minimizes the need to reject proposals outright and affords the Board of Governors the opportunity to learn about unique local needs and conditions. A table of dates that local programs were approved can be found in Appendix B.

The Herkimer County Bar Association has not sought approval as a local program. Accordingly, the Onondaga County Bar Association administers cases in all six counties in the Fifth Judicial District: Herkimer, Jefferson, Lewis, Oneida, Onondaga, and Oswego Counties. The Board notes that the Office of the Administrative Judge for the Fifth Judicial District continues to accept filings and screen cases in partnership with the Onondaga County Bar Association.

The Program Approval Subcommittee reviewed requests for funding from two local programs: the Onondaga County Bar Association, which resolves disputes arising in the Fifth Judicial District, and the Bar Association of Erie County, which resolves disputes arising in the Eighth Judicial District. With input from the Program Approval Subcommittee, the Board of Governors recommended that the Unified Court System award funding to the Onondaga County Bar Association and the Bar Association of Erie County. For additional information, please see “Funding” on page 10 of this report.

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

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 2007 and 2008, the Legal Issues Subcommittee responded to a variety of inquiries from local program administrators, such as:

- Whether it is permissible for an arbitrator to hear a matter via videoconferencing when locating a panel is not possible due to geographical difficulties.

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- Whether disbursements and expenses are also excluded from being determined by Part 137 where attorney is hired on a contingency basis in a medical malpractice case and fee is therefore set by court rule (Judiciary Law 474-a).
- Whether the pleading requirements of 137.6(b) apply to cases commenced in Small Claims Court where cases are commenced by filing a notice of claim rather than a complaint.
- Whether the Surrogate's Court has exclusive jurisdiction over attorney's fees in estate matters.
- Whether an attorney who is not admitted in New York may represent a party in a Part 137 arbitration.
- Whether a retired attorney must pay the \$350 registration fee and "un-retire" in order to serve as an attorney arbitrator for Part 137.

Qualifications and Training Subcommittee

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. In prior years, the Training Subcommittee developed training curricula for arbitrators to implement the Section 9 training requirements, including a 90-minute Part 137 orientation program for experienced arbitrators and a six-hour program for new arbitrators (inclusive of the orientation). The Subcommittee has provided a great deal of assistance to local programs with regard to organizing training programs for new and experienced arbitrators around the State.

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. The Board wishes to express its thanks to former co-counsel, Jeremy A.K. Zelig, for his work in the development and delivery of these trainings. As of December 31, 2008, local programs list 1,589 neutrals on their rosters of neutrals.

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Trainings held during 2007 and 2008:

Date Held	Program	Location
March 29, 2007	Administrative Judge's Office, 9 th JD	6-hour training in Westchester County
August 28, 2007	Onondaga County Bar Association	6-hour training in Queens County
April 16, 2008	Administrative Judge's Office, 10 th JD	6-hour training in Nassau County
May 9, 2008	Monroe County Bar Association	6-hour training in Monroe County
June 5, 2008	Administrative Judge's Office, 9 th JD	6-hour training in Orange County
October 30, 2008	Queens County Bar Association (for the Administrative Judge's Office)	6-hour training in Queens County
November 12, 2008	Administrative Judge's Office, 6 th JD	6-hour training in Broome County
December 2, 2008	New York County Lawyer's Assoc., 1 st and 12 th JDs	6-hour training in New York County

Education and Outreach Subcommittee

This subcommittee's mandate is to educate the general public about the FDRP.

In 2006, the subcommittee drafted and submitted to the full Board of Governors an outreach plan that established goals to promote the FDRP to attorneys, clients, and judicial and non-judicial staff. During 2007, the subcommittee worked with the Office of Court Administration's Graphics Office to create poster for distribution in courts that handle civil matters. However, due to budget concerns raised in the latter part of 2008, printing of the poster has been deferred.

Board Membership

In October 2007, the Honorable Judith S. Kaye, Chief Judge of the State of New York, appointed Simeon H. Baum, Esq. to the seat formerly held by Paul M. Hasset, Esq.; Mary L. Corbitt to fill the seat formerly held by Andrew Thomas; and, Gene A. Johnson, Jr. to fill the seat formerly held by Katherine Bifaro. In September 2007, the Honorable Gail S. Prudenti, Presiding Justice of the Supreme Court, Appellate Division, Second Department, appointed Robert J. Avallone, Esq. to fill the seat formerly held by Abigail Wickham, Esq. Also in September 2007, the Honorable Henry J. Scudder, Presiding Justice of the Supreme Court, Appellate Division, Fourth Department, appointed Elaine Z. Cole, Esq. to fill the seat formerly held by Thomas R. Cassano, Esq. In December 2007, the Honorable Anthony Cardona, Presiding Justice of the Supreme Court, Appellate Division, Third Department, re-appointed Ferdinand J. Acunto to the seat he holds on the Board for a three-year term.

In March 2007, Susan W. Lewis resigned; two months short of her term expiration. In May 2007, Lawrence McGovern, Esq.'s term ended on the Board, however a replacement from the First Department has yet to be named.

Although their Board terms have ended, Ms. Bifaro, Mr. Hassett, and Ms. Wickham have all graciously agreed to analyze and recommend possible thresholds for panel arbitrations at Judge Mangano's request.

The Board wishes to express its gratitude to the former members for their generous service and to welcome all new members to Board.

Caseload Activity

Since its inception in January 1, 2002, the Fee Dispute Resolution Program has closed more than 4,589 cases. During 2007, local programs closed 1054 cases, which is a 14% increase over the 904 cases that local programs closed in 2006. While in 2008, that number decreased by about 10%, with 951 cases closed.

2007 Caseload Activity

Three hundred-one (301) of the 1,054 cases that local programs closed during 2007 were either dismissed for lack of jurisdiction or withdrawn by the filing party. Of the remaining 749 cases, 308 were settled prior to or during either arbitration or mediation. A total of 382 cases were arbitrated in which an arbitrator (or panel of arbitrators) issued an award. The average amount in dispute was \$12,764.76, which represents a 16% decrease in the average amount in dispute among 2006 cases. A table of caseload activity can be found in Appendix C.

2008 Caseload Activity

In 2008, 224 of the 951 cases that local programs closed were either dismissed for lack of jurisdiction or withdrawn by the filing party. Of the remaining 727 cases, 301 were settled prior to or during either arbitration or mediation. A total of 353 cases were arbitrated in which an arbitrator (or panel of arbitrators) issued an award. The average amount in dispute was \$13,202.05, which is a 3% increase over the average amount in dispute among 2007 cases. A table of caseload activity can be found in Appendix C.

The Board of Governors maintains a statewide telephone and e-mail presence staffed by members of the UCS Office of Alternative Dispute Resolution and Court Improvement Programs. The majority of calls are from clients and attorneys who are 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. It is also worth noting that there has been an increase in calls from the public and administrators concerning how to commence a trial de novo and how to enforce awards.

Funding

In 2007, the Board received requests for funding from the Onondaga County Bar Association, which resolves disputes arising in the Fifth Judicial District, and the Bar Association of Erie County, which resolves disputes arising in the Eighth Judicial District. In response to those requests, the Board of Governors recommended that funding be awarded to the Onondaga County Bar Association and the Bar Association of Erie County. The Office of Court Administration awarded \$12,000 to the Onondaga County Bar Association and \$8,000 to the Bar Association of Erie County. The Office of Court Administration continues to fund 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 \$70,000 and \$15,350 to the Monroe County Bar Association to defray the local programs' costs.

No other approved local programs submitted formal requests for funding to cover expenses incurred during 2007 and 2008.

Beginning in 2007, all future 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

*The Board of Governors
believes that this change
will promote greater
accountability...*

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. 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 recognizes the importance of continued outreach so that judges, attorneys and clients remain aware of the FDRP. The Board remains concerned about the increase in time it takes for local programs to bring cases to a conclusion. In 2004, a case took an average of 13.6 weeks to proceed from intake to disposition. In 2008, that number has doubled. It now takes an average of 25.8 weeks to dispose of 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. The Board anticipates that a change in the threshold amount for panel arbitrations will alleviate some of the administration burden that adds to delays.

Year	Average number of weeks from intake to disposition
2004	13.6
2005	19.5
2006	23.3
2007	24.7
2008	25.8

The Board and local programs have made great strides in establishing local programs and educating the bench, bar and public of the FDRP. The Board is now turning its attention towards addressing some of the byproducts of that success. In particular, trying to demystify the confusion surrounding post-arbitration procedure, such as de novo review and award enforcement. The Board will consult with local program administrators to identify concerns and will work with the Administrative Board of the Courts and the Office of Court Administration to implement solutions to those problems.

Conclusion

In this annual report to the Administrative Board of the Courts, covering the fifth and sixth full years 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.

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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	Appointed by
Hon. Guy J. Mangano	5/31/2009	Chief Judge Judith S. Kaye
Gene Johnson	5/31/2010	Chief Judge Judith S. Kaye
Mary Corbitt	5/31/2009	Chief Judge Judith S. Kaye
Martha E. Gifford, Esq.	5/31/2008	Chief Judge Judith S. Kaye
Simeon Baum, Esq.	5/31/2010	Chief Judge Judith S. Kaye
Corey B. Kaye, Esq.	5/31/2008	Chief Judge Judith S. Kaye
William Dockery, Esq.	5/31/2009	Presiding Justice Joseph P. Sullivan
Susan W. Lewis (resigned 3/2008)	5/31/2008	Presiding Justice Milton L. Williams
<i>Vacant</i>	5/31/2010	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.
Susan M. Valenti	5/31/2008	Presiding Justice Eugene F. Pigott, Jr.
Elaine Z. Cole, Esq.	5/31/2010	Presiding Justice Henry J. Scudder

The following Board Members' terms ended in May 31, 2007. However, they have graciously agreed to continue to work with the Board studying the panel threshold issue.

Member	Appointed by
Katherine Bifaro	Chief Judge Judith S. Kaye
Paul M. Hasset, Esq.	Chief Judge Judith S. Kaye
Abigail Wickham, Esq.	Presiding Justice Gail S. Prudenti

APPENDIX B – APPROVED PROGRAMS

PROGRAM APPROVAL STATUS – STATEWIDE OVERVIEW

As of December 31, 2008

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
Second (Staten Island)	Richmond County Bar Assn	Approved to administer program as of 1/9/2003
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

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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

APPENDIX C - CASELOAD DATA

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

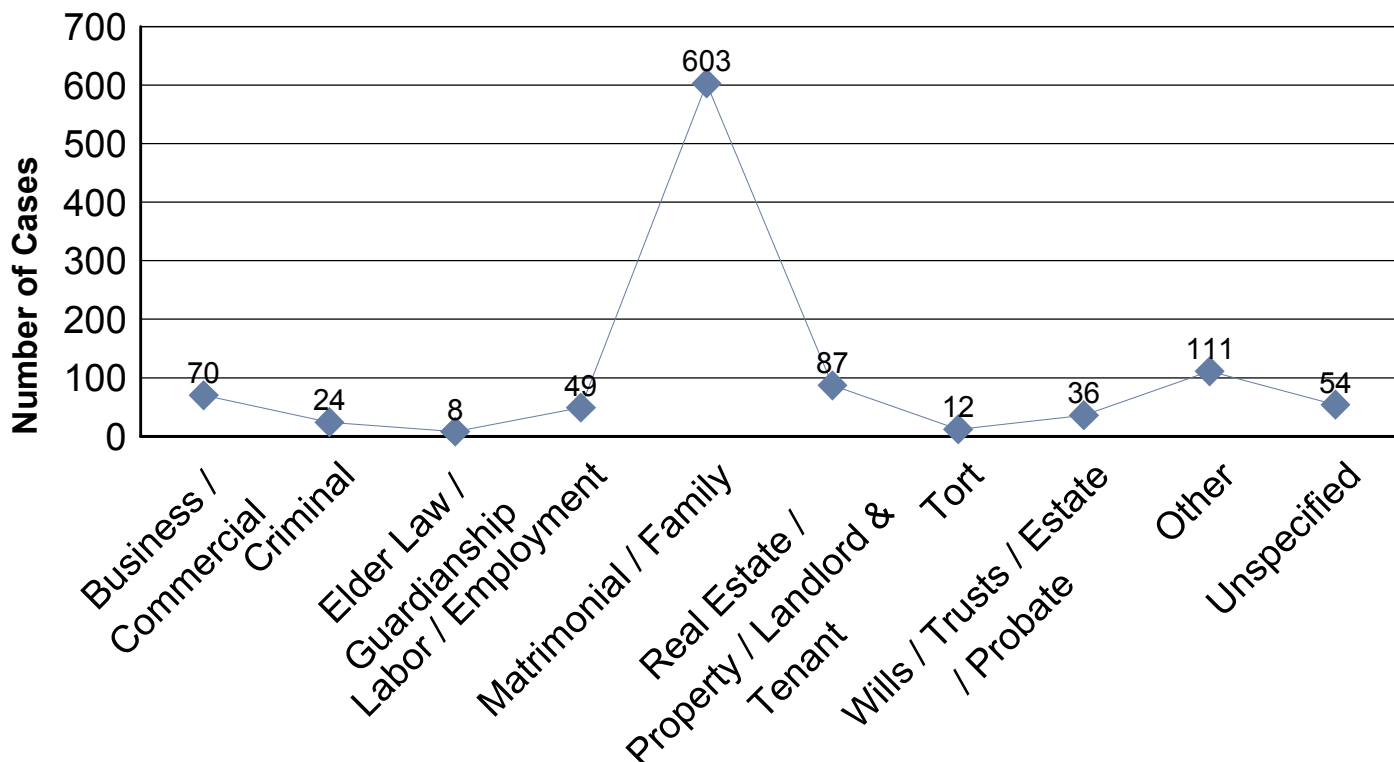
Quarterly Activity Report: 2007

	First Quarter	Second Quarter	Third Quarter	Fourth Quarter	Total
Cases Closed	283	291	232	248	1,054
Average Number of Weeks from Intake to Disposition	23.1	24.8	24.9	26.3	24.7
<u>Cases Arbitrated or Settled During Arbitration</u>					
Cases Assigned to One Arbitrator	68	76	59	84	287
Cases Assigned to Three Arbitrators	80	74	61	57	272
Total Admin. Fees Collected from Parties	\$21,425.00	\$21,680.00	\$16,555.00	\$17,475.00	\$77,135.00
Average Amount in Dispute (All Cases)	\$13,009.98	\$11,928.16	\$11,281.85	\$14,844.46	\$12,764.76

Filing Parties

Attorney	Client	Not Reported
84	935	35

Case Type Information



Disposition Information

	Number of Cases
Arbitrated - Award Issued	382
Arbitrated - No Award Issued	53
Mediated - Settlement Reached	39
Settled During Arbitration	124
Settled Prior to Arbitration or Mediation	145
Claim Withdrawn	20
Lack of Jurisdiction (see below)	281
Others	10
Total	1,054

Cases Dismissed for Lack of Jurisdiction

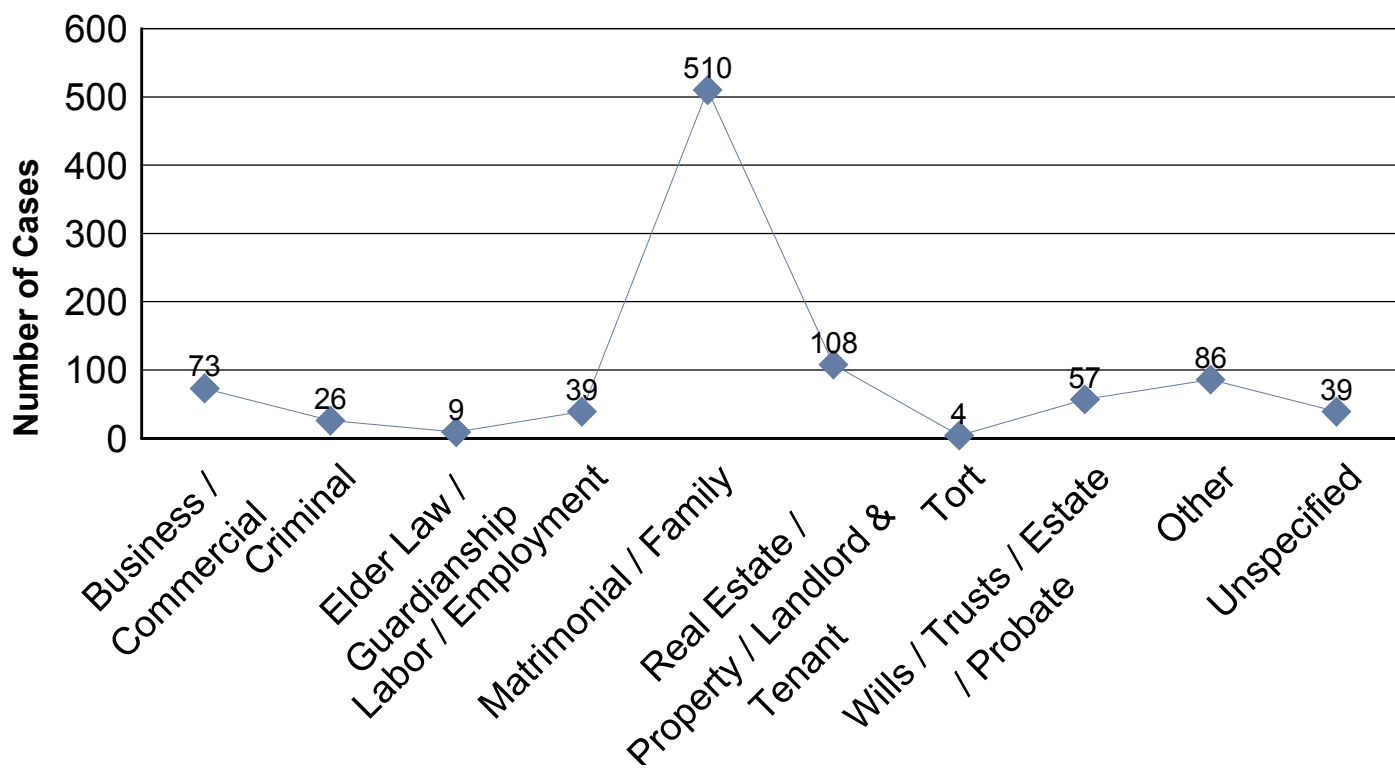
	<i>Number of Cases</i>
<i>Amount in Dispute > \$50,000</i>	<i>7</i>
<i>Amount in Dispute < \$1,000</i>	<i>38</i>
<i>Services Provided Outside Local Program's Geographic Jurisdiction</i>	<i>29</i>
<i>Referred to Grievance Committee for Noncompliance with Part 137</i>	<i>1</i>
<i>Substantial Legal Question</i>	<i>48</i>
<i>Other</i>	<i>158</i>

Quarterly Activity Report: 2008

	First Quarter	Second Quarter	Third Quarter	Fourth Quarter	Total
Cases Closed	184	270	217	280	951
Average Number of Weeks from Intake to Disposition	22.2	24.7	25.3	29.3	25.8
<u>Cases Arbitrated or Settled During Arbitration</u>					
Cases Assigned to One Arbitrator	61	82	61	66	270
Cases Assigned to Three Arbitrators	57	83	66	76	282
Total Admin. Fees Collected from Parties	\$18,205.00	\$16,790.00	\$19,255.00	\$25,595.00	\$79,845.00
Average Amount in Dispute (All Cases)	\$14,242.78	\$13,889.50	\$13,656.98	\$11,504.30	\$13,202.05

Filing Parties

Attorney	Client	Not Reported
68	857	26

Case Type Information

Disposition Information

	Number of Cases
Arbitrated - Award Issued	353
Arbitrated - No Award Issued	65
Mediated - Settlement Reached	33
Settled During Arbitration	134
Settled Prior to Arbitration or Mediation	134
Claim Withdrawn	29
Lack of Jurisdiction (see below)	195
Others	8
Total	951

Cases Dismissed for Lack of Jurisdiction

	<i>Number of Cases</i>
<i>Amount in Dispute > \$50,000</i>	6
<i>Amount in Dispute < \$1,000</i>	33
<i>Services Provided Outside Local Program's Geographic Jurisdiction</i>	29
<i>Referred to Grievance Committee for Apparent Attorney Misconduct</i>	1
<i>Substantial Legal Question</i>	36
<i>Other</i>	90

	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	1,054	230	52	17	86	34	32	16
Average Weeks from Intake to Disposition	24.69	34.28	22.03	26.62	12.50	16.00	26.88	22.38
Total Cases Arbitrated	559	120	17	11	9	19	29	6
Cases Arbitrated With Awards Issued	382	86	0	6	6	17	18	5
Cases Settled During Arbitration	124	14	13	0	3	2	10	1
Arbitration Held But No Award Issued	53	20	4	5	0	0	1	0
Cases Arbitrated by One Arbitrator	289	58	8	4	9	12	24	4
Cases Arbitrated by Three Arbitrators	270	62	9	7	0	7	5	2
Total Cases Resolved Outside of Arbitration	184	73	5	1	6	2	1	2
Total Number of Settled Cases	145	40	4	1	6	2	1	2
Settlements Prior to Arbitration	138	40	2	1	6	2	1	2
Settlements Prior to Mediation	7	0	2	0	0	0	0	0
Total Number of Mediated Cases	39	33	1	0	0	0	0	0
Cases Mediated to Agreement	39	33	1	0	0	0	0	0
Cases Mediated With No Agreement	0	0	0	0	0	0	0	0
Total Cases Withdrawn and Dismissed for Lack of Jurisdiction	301	37	23	5	71	13	1	8
Cases Withdrawn	20	1	1	4	0	1	0	3
Cases Dismissed for Lack of Jurisdiction	281	36	22	1	71	12	1	5
Financial Information								
Total Admin. Fees Collected From Parties	\$77,135.00	\$36,775.00	\$7,175.00	\$1,200.00	\$0.00	\$0.00	\$2,400.00	\$1,100.00
Average Amount in Dispute	\$12,764.76	\$18,565.97	\$9,788.00	\$8,923.88	\$8,472.47	\$9,465.79	\$5,744.25	\$5,210.06

	7th JD	8th JD	9th JD	10th JD - Nassau	10th JD - Suffolk	11th JD
Disposition Information						
Total Cases Closed	56	83	98	199	147	4
Average Weeks from Intake to Disposition	20.09	18.08	41.83	17.37	21.49	19.00
Total Cases Arbitrated	21	41	57	123	105	1
Cases Arbitrated With Awards Issued	16	35	42	69	81	1
Cases Settled During Arbitration	4	6	15	32	24	0
Arbitration Held But No Award Issued	1	0	0	22	0	0
Cases Arbitrated by One Arbitrator	18	27	26	45	53	1
Cases Arbitrated by Three Arbitrators	3	14	31	78	52	0
Total Cases Resolved Outside of Arbitration	11	6	16	38	20	3
Total Number of Settled Cases	6	6	16	38	20	3
Settlements Prior to Arbitration	4	6	16	38	20	0
Settlements Prior to Mediation	2	0	0	0	0	3
Total Number of Mediated Cases	5	0	0	0	0	0
Cases Mediated to Agreement	5	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	24	36	25	37	21	0
Cases Withdrawn	0	2	5	0	3	0
Cases Dismissed for Lack of Jurisdiction	24	34	20	37	18	0
Financial Information						
Total Admin. Fees Collected From Parties	\$4,325.00	\$9,010.00	\$0.00	\$0.00	\$15,150.00	\$0.00
Average Amount in Dispute	\$4,470.98	\$12,878.69	\$10,499.02	\$14,410.52	\$13,508.65	\$815.00

	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	951	233	30	33	46	22	34	16
Average Weeks from Intake to Disposition	25.76	36.10	32.33	24.20	12.40	12.48	27.71	18.81
Total Cases Arbitrated	552	117	14	17	6	7	30	10
Cases Arbitrated With Awards Issued	353	98	0	13	5	7	17	6
Cases Settled During Arbitration	134	18	13	3	1	0	13	3
Arbitration Held But No Award Issued	65	1	1	1	0	0	0	1
Cases Arbitrated by One Arbitrator	276	56	6	10	3	5	23	8
Cases Arbitrated by Three Arbitrators	276	61	8	7	3	2	7	2
Total Cases Resolved Outside of Arbitration	167	75	4	10	4	1	1	2
Total Number of Settled Cases	134	47	3	10	4	1	1	2
Settlements Prior to Arbitration	130	44	2	10	4	1	1	2
Settlements Prior to Mediation	4	3	1	0	0	0	0	0
Total Number of Mediated Cases	33	28	1	0	0	0	0	0
Cases Mediated to Agreement	33	28	1	0	0	0	0	0
Cases Mediated With No Agreement	0	0	0	0	0	0	0	0
Total Cases Withdrawn and Dismissed for Lack of Jurisdiction	224	41	7	6	36	14	3	4
Cases Withdrawn	29	8	1	4	0	3	1	2
Cases Dismissed for Lack of Jurisdiction	195	33	6	2	36	11	2	2
Financial Information								
Total Admin. Fees Collected From Parties	\$79,845.00	\$42,555.00	\$7,175.00	\$2,900.00	\$0.00	\$0.00	\$3,150.00	\$0.00
Average Amount in Dispute	\$13,202.05	\$19,975.34	\$9,919.90	\$7,880.27	\$10,521.91	\$7,242.77	\$4,487.47	\$4,864.00

7th JD 8th JD 9th JD 10th JD -
Nassau Suffolk 11th JD

Disposition Information

Total Cases Closed

Average Weeks from Intake to Disposition

Total Cases Arbitrated

Cases Arbitrated With Awards Issued
Cases Settled During Arbitration
Arbitration Held But No Award Issued
Cases Arbitrated by One Arbitrator
Cases Arbitrated by Three Arbitrators

Total Cases Resolved Outside of Arbitration

Total Number of Settled Cases
Settlements Prior to Arbitration
Settlements Prior to Mediation
Total Number of Mediated Cases
Cases Mediated to Agreement
Cases Mediated With No Agreement

Total Cases Withdrawn and Dismissed for Lack of Jurisdiction

Cases Withdrawn
Cases Dismissed for Lack of Jurisdiction

Financial Information

Total Admin. Fees Collected From Parties
Average Amount in Dispute

45	67	111	157	147	10
26.20	14.92	41.52	15.53	17.46	69.00
31	31	61	110	108	10
21	24	43	28	84	7
9	7	18	25	23	1
1	0	0	57	1	2
24	21	24	46	45	5
7	10	37	64	63	5
7	5	15	25	18	0
3	5	15	25	18	0
3	5	15	25	18	0
0	0	0	0	0	0
4	0	0	0	0	0
4	0	0	0	0	0
0	0	0	0	0	0
7	31	32	22	21	0
1	1	2	0	6	0
6	30	30	22	15	0
\$3,525.00	\$5,940.00	\$0.00	\$0.00	\$14,600.00	\$0.00
\$5,228.82	\$5,272.07	\$15,828.55	\$15,174.78	\$10,826.06	\$14,745.70