

REALTORS® Association of South Central Wisconsin, Inc.
4801 Forest Run Road, Suite 101
Madison, Wisconsin 53704
(608) 240-2800/ (608) 240-2801 Fax

REQUEST AND AGREEMENT TO ARBITRATE AND/ OR ATTEND MEDIATION PROCEEDINGS

1. The undersigned, by becoming and remaining a member of the REALTORS® Association of South Central Wisconsin (or Participant in its MLS), has previously consented to arbitration through the Association under its Rules and Regulations.
2. I am informed that each person named below is a member in good standing of the Association (or Participant in its MLS) or was a member of said Association (or Participant in its MLS) at the time the dispute arose.
3. A dispute arising out of the real estate business as defined by Article 17 of the Code of Ethics exists between me (or my firm) and (list all persons and/or firms you wish to name as Respondents to this arbitration):

_____, REALTOR® Principal _____
 Name Firm

_____, REALTOR® Associate _____
 Name Firm

 Firm Address

4. There is due, unpaid and owing to me (or I retain) from the above named persons the sum of \$ _____. My claim is predicated upon the statement attached, marked Exhibit 1 and incorporated by reference into this application.
5. I enclose my check in the sum of \$350.00 for the arbitration filing fee.
6. I am willing to participate in Mediation ___Yes ___No. In the event the Mediation does not produce a resolution of this dispute, I understand that this request for arbitration will be processed by the Professional Standards Committee in normal course.
7. I request and consent to arbitration through the Association in accordance with its *Code of Ethics and Arbitration Manual*, and I agree to abide by the arbitration award and to comply with it promptly. Payment of awards shall be made within 15 days of the date of the arbitrators' decision, unless a Request for Procedural Review has been filed with the Association. In the event I do not comply with the arbitration award and it is necessary for any party to this arbitration to obtain judicial confirmation and enforcement of the arbitration award against me, I agree to pay the party obtaining such confirmation the costs and reasonable attorney's fees incurred in obtaining such confirmation and enforcement.
8. I understand that I may be represented by legal counsel, and that I must give written notice no less than 15 days before the hearing of the name, address and phone number of my legal counsel to all parties and the Association. Failure to provide this notice may result in a continuance of the hearing, if the Hearing Panel determines that the rights of the other party(ies) require representation. Each party must provide a list of witnesses he/she intends to call at the hearing to the Association and to all other parties not less than 15 days prior to the hearing. Each party shall arrange for his/her witnesses to be present at the time and place designated for the hearing. Each party is responsible for any and all fees and expenses incurred by his/her counsel or witnesses.
9. Are the circumstances giving rise to this arbitration request the subject of civil litigation? ___Yes ___No
10. If either party to an arbitration request believes that the Review Panel has incorrectly classified the issue presented in the request (i.e., mandatory or voluntary or not arbitrable), the party has 15 days from the date of receipt of the Review Panel's decision to file a written appeal of the decision. Only those materials that the Review Panel had at the time of its determination may be considered with the appeal by the Board of Directors.
11. In the event this matter is scheduled for a hearing before an Arbitration Hearing Panel, I hereby waive my right to 21 days notice of the date and time of the hearing and request that the hearing be scheduled as soon as possible. ___Yes ___No
12. Under the penalties of perjury, I declare that this application and the allegations contained herein are true and correct to the best of my knowledge and belief.

Dated: _____
 (Must be filed within 180 days after the closing of the transaction, if any, or within 180 days after the facts constituting the arbitrable matter could have been known in the exercise of reasonable diligence, whichever is later.)

COMPLAINANT(S):

 Signature of REALTOR® Principal

 Name (Type or Print)

 Firm (Type or Print)

 Signature of REALTOR® Associate

 Name (Type or Print)

 Firm (Type or Print)