Questionnaire for Single Arbitrator
Fully Informed of "High-Law" or "Bracketing" Agreement

Name: _____

After hearing the evidence and arguments by counsel, but *before you had really deliberated,* had you reached at least a tentative conclusion concerning liability and damages in this case? ____yes ____no

If so, what would your decision and award have been prior to your own deliberations?

___liability or ___no liability on breach of joint venture agreement or other agreement relating to the joint venture
___liability or ___no liability on breach of fiduciary obligation
___liability or ___no liability on breach of Confidentiality Agreement

What would your award have been? _____

1. On a scale of 1-5, indicate how strongly you disagree or agree with this statement: *That the parties had agreed on bracketed limits to recovery, had a significant impact on my final decision and award.*

Strongly disagree				Strongly agree
1	2	3	4	5

2. On a scale of 1-5, indicate how strongly you disagree or agree with this statement: *That the parties had agreed on bracketed limits to recovery would have (or did) make me MORE comfortable rendering a NO liability decision.*

Strongly disagree				Strongly agree
1	2	3	4	5

3. On a scale of 1-5, indicate how strongly you disagree or agree with this statement: *That the parties had agreed on bracketed limits to recovery would have (or did) make me LESS comfortable rendering a NO liability decision.*

Strongly disagree				Strongly agree
1	2	3	4	5

4. On a scale of 1-5, indicate how strongly you disagree or agree with this statement: *The actual dollar amounts at which the bracketed limits were set had significant impact on the dollar amount of my award.*

Strongly disagree				Strongly agree
1	2	3	4	5

5. On a scale of 1-5, how confident are you that your final decision and award are fair, just, and appropriate?

Not at all confident				Completely Confident
1	2	3	4	5

6. On a scale of 1-5, indicate how strongly you disagree or agree with this statement: *A three member panel's deliberative process would have been beneficial and would likely have resulted in a decision and award that was more fair, just, or appropriate than the outcome you reached as a single arbitrator.*

Strongly disagree				Strongly agree
1	2	3	4	5

7. On a scale of 1-5, indicate how strongly you disagree or agree with this statement: *Your own decision making process would have benefitted from confidential discussion of the case with someone else whom you respect.*

Strongly disagree				Strongly agree
1	2	3	4	5

8. Please comment upon factors that you believe had a significant impact on your final decision and award.

_____
_____
_____
_____
_____

9. Please describe briefly how you went about the deliberative process.

_____
_____
_____
_____
_____

10. Other comments?

_____
_____
_____
_____
_____