

SECTION 3 CURRENT PROCEEDINGS

Check the appropriate box, as the statement applies to you.

YES NO

Are the circumstances giving rise to this arbitration request involved in a civil or criminal litigation OR in any proceeding before the state real estate licensing authority (Utah Division of Real Estate) OR any other state or federal regulatory or administrative agency OR other Realtor® association?

If you answered yes, please provide a written explanation as a separate page and attach it to this application.

SECTION 4 ACKNOWLEDGEMENTS & AGREEMENTS

PRIMARY COMPLAINANT: Please initial each box and sign below. Have any additional complainants sign below.

I (PRIMARY COMPLAINANT) understand by becoming and remaining a member of the Salt Lake Board of Realtors® (or its MLS), I have consented to arbitration through the Board, under its rules and regulations.

It is my understanding that each respondent is currently a member in good standing of the Board (or its MLS), or was so at the time the dispute arose.

I am submitting this request for arbitration, as a dispute arising from real estate business as defined by Article 17 of the Code of Ethics exists between me (the primary complainant) or my firm and the aforementioned respondent(s).

My claim (predicated upon the attached statement, marked as Exhibit 1 and incorporated by reference into this application) is that there is due, unpaid and owing to me, from the aforementioned respondents the sum of \$_____.

I request and consent to arbitration through the Board, in accordance with the NAR’s Code of Ethics and Arbitration Manual (alternatively, “in accordance with the professional standards procedures set forth in the Bylaws of the Board”), and I agree to abide by the arbitration award and to comply with it promptly, even if it is not in my favor.

If I do not comply with the arbitration award and it becomes necessary for any party to this arbitration to obtain judicial confirmation and enforce the arbitration award against me, I agree to pay the party obtaining such confirmation the costs incurred, including reasonable attorney’s fees.

I understand that I may be represented by legal counsel, and that I should provide written notice of the name, address, and phone number of my attorney to all parties and to the Board at least 15 days prior to the hearing. Failure to provide this notice may result in a continuance of the hearing if the Hearing Panel determines that the other parties have the right to representation and must be given time to obtain it.

I acknowledge that each party must give the Board and all other involved parties a list of the names of witnesses they intend to call at the hearing, no less than 15 days prior to the hearing. Each party shall arrange for their witnesses to be present at the time and place designated for the hearing.

I name the following individual as a non-principal Realtor® association member who is affiliated with my firm and has a financial interest in the outcome of the proceedings. As such, this person has the right to be present throughout the hearing:

Non-principal Realtor® Association Member: _____

I declare that this application and the allegations made herein are true and correct to the best of my knowledge and belief and that this request for arbitration has been filed within 180 days of the closing of the transaction, if any, or within 180 days of the discovery of the facts constituting the arbitrable matter could have been known through exercising reasonable due diligence, whichever was later.

I recognize that if either party to an arbitration request believes that the Grievance Committee has incorrectly classified the issue presented in the request (i.e. mandatory or voluntary), the party has 20 days from the date of receipt of the Grievance Committee’s decision to file a written appeal. Only those materials in the Grievance Committee’s possession at the time of its determination may be considered by the Board of Director as part of the appeal.

PRIMARY COMPLAINANT SIGNATURE: _____

DATE: _____

ADDITIONAL COMPLAINANT SIGNATURE: _____

DATE: _____