

# Resolution

Newsletter of the National Bar Association  
Alternative Dispute Resolution Section

April 13, 2020

## NBA ADR members in the Spotlight



Verlyn Francis discusses her teaching in France. Click here to read her article "Crossing the 'Pond' to Teach Negotiation in France" [Teaching Negotiation in France.docx](#)



Rebekah Ratliff: Rebekah joined Henning Mediation & Arbitration Service, Inc. Click here for article: [Reb Article .docx](#)

## National Bar Association announce 95<sup>th</sup> Annual Convention Deadlines.

Deadlines for nominations for NBA Hall of Fame, NBA 40 under 40, 2020 NBA Board Nomination, and information on the 95<sup>th</sup> NBA Annual Convention, July 25-29, 2020, click here:

<https://mailchi.mp/nationalbar/gateway-to-success-is-in-atlanta-rpyp6kymic-336251?e=06ff0b74b8>

## NBA ADR Section CLEs at the 95<sup>th</sup> Annual Convention

Saturday, July 25, ADR Symposium (9:30 am – 4:00 pm)

Monday, July 27, ADR Marketing (10:00 am – 11:30 pm)

## Message from NBA President Alfredia Robinson on the Coronavirus Aid Relief. Click here:

<https://mailchi.mp/nationalbar/covid-19-message-from-national-bar-president-336255?e=06ff0b74b8>

## NBA -ADR CREDENTIALING COMMITTEE INFORMATION

The NBA-ADR Credentialing Committee was created to make recommendations regarding criteria for admittance of new members to the NBA-ADR Committee Rosters of Arbitrators and Mediators. The Committee is comprised of Otis McGee, Alfreida Kenny, Gail Wright Sirmans, and chaired by Dean Burrell. Although the deadline for submitting applications was March 31, 2020 you may be able to submit late applications. Check here [NBA-ADR CredentialingCommittee.docx](#)

## Information on Zoom

<http://mediationblog.kluwerarbitration.com/2020/04/06/is-zoom-good-enough-for-mediation/>

## Important Cases and Articles

- In *Monster Energy Co. v. City Beverages LLC*, 940 F.3d 1130 (9th Cir. 2019), the court vacated an arbitration award because the arbitrator, a retired California state judge, failed to disclose both his ownership interest in JAMS and the fact that JAMS had administered 97 arbitrations for Monster during the previous five years.
- Although arbitration clauses bar employees at many companies from joining together to mount class-action lawsuits, some employee law firms are using the tactic of overflowing the system. Click here for article: <https://www.nytimes.com/2020/04/06/business/arbitration-overload.html?referringSource=articleShare>
- **Eight Common Mistakes Mediators Make When Trying to Generate Business**  
By Anna Rappaport [rappaport\\_8\\_common\\_mistakes.authcheckdam.docx](#)
- Cordua Restaurants: The NLRB held that employers do not violate the Act by informing employees that failing to sig an arbitration agreement will result in discipline or discharge or reating a mandatory arbitration agreement in response to a class action. In dissent Board member McFerran strongly disagreed and described the decision as “a joke.” [Cordúa Restaurants, Inc. - National Labor Relations Board](#)
- Online Mediators Guide: [Cordúa Restaurants, Inc. - National Labor Relations Board](#)

**News from the CPR International Institute for Conflict Prevention & Resolution**

[https://www.cpradr.org/neutrals/become-a-neutral/res/id=Attachments/index=2/CPR%20Neutral%20Pathways%20Employment%20-Final.pdf?\\_cldee=d3JpZ2h0c2lyMkBhb2wuY29t&recipientid=contact-9ebb800c8beae3118dc400219ba6ba42-87b89de62ba54c76ba1beccb63f200f0&esid=439bb8f1-817a-ea11-a811-000d3a31e849](https://www.cpradr.org/neutrals/become-a-neutral/res/id=Attachments/index=2/CPR%20Neutral%20Pathways%20Employment%20-Final.pdf?_cldee=d3JpZ2h0c2lyMkBhb2wuY29t&recipientid=contact-9ebb800c8beae3118dc400219ba6ba42-87b89de62ba54c76ba1beccb63f200f0&esid=439bb8f1-817a-ea11-a811-000d3a31e849)

For additional information contact board member Gail Wright Sirmans, [wrightsir2@aol.com](mailto:wrightsir2@aol.com)

**Officers and Board Members of the ADR Section 2019-2020**

**Monthly Conference Call Dates**

[Gloria Johnson, Esq.](#), Chair, Board of Directors, Maryland [Alfreida Kenny, Esq.](#), First Vice Chair, New York, NY  
[Jesse Butler, Esq.](#), Assistant Treasurer [Rebekah Ratliff, CCLS](#), Secretary, Atlanta, GA  
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[Paula Tillman, Esq.](#), Member, Board of Directors; [Carl K. Turpin, Esq.](#), Member, Board of Directors, Washington, DC ; [Fredricka Wilson, Esq.](#), Member, Board of Directors

<b>Monthly Conference</b>	<b>Dates:</b>
<b>Calls</b> Third Tuesday of	Tuesday, April 21, 2020
every month Dial in:	Tuesday, May 19, 2020
605-475-6711	Tuesday, June 16, 2020
access code: 377449#	Tuesday, July 21, 2020
6:30 PM EST	Tuesday, August 18, 2020

**Newsletter Committee:** Carl Turpin, Esq., Gail Wright Sirmans, Esq. and Sabrina Dodd, Esq.

