



Eastern Middle Tennessee Association of REALTORS®
2588 N. Mt. Juliet Road
Mt. Juliet, TN 37122
615-758-9851 (office)
615-773-1738 (fax)

Request and Agreement to Arbitrate

- 1) The undersigned, by becoming and remaining a member of the _____
Board of REALTORS® (or Participant in its MLS), has previously consented to arbitration through the
Board under its rules and regulations.

- 2) I am informed that each person named below is a member in good standing of the Board (or Participant in
its MLS), or was a member of said Board of REALTORS® at the time the dispute arose.

- 3) A Dispute arising out of the real estate business as defended by Article 17 of the Code of Ethics exists
between me and (list all person you wish to name as a respondent to this arbitration):
 - a) REALTOR: _____

Principal Address: _____

 - b) REALTOR: _____

Principal Address: _____

- 4) There is a due, unpaid and owing to me (or I retain), from the above named person(s) in the sum of:
\$ _____. My claim is predicated upon the statement attached, marked
Exhibit I and incorporated by reference into this application.

- 5) I request and consent to arbitration through the Board in accordance with its 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.

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.

- 6) I enclose my check in the sum of \$ _____ for the required arbitration filing deposit.*

- 7) I understand that I may be represented by legal counsel, and that I should give written notice, no less than
fifteen (15) days before the hearing, of the name, address, and phone number of my legal counsel to all
parties and the Board. 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(s) require representation.

Each party must provide a list of the names of witnesses he/she intends to call at the hearing to the Board and to all other parties not less than fifteen (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. The following REALTOR® non-principal (or REALTOR-ASSOCIATE non-principal) affiliated with my firm has a financial interest in the outcome of the proceeding and has the right to be present throughout the hearing:

Affiliated REALTOR: _____

- 8) I declare that this application and the allegations contained herein are the true and correct to the best of my knowledge and belief, and this request for arbitration is filed within one hundred eighty (180) days after the closing of the transaction, if any, or within one hundred eighty (180) days after the facts constituting the arbitrable matter could have been known in the exercise of reasonable diligence, whichever is later.
- 9) 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 twenty (20) days from the date of receipt of the Grievance Committee's decision to file a written appeal of the decision. Only those materials that the Grievance Committee had at the time of its determination may be considered with the appeal by the Board of Directors.
- 10) Are the circumstances giving rise to this arbitration request the subject of civil litigation Yes No

Complainant(s)

Name

Signature

Address

Date

Phone Number

Name

Signature

Address

Date

Phone Number

After completing this form, print it, sign where noted and mail to EMTAR (address above)