

Form C

Attorney Fee Dispute

This form tells the court that you are suing about a disagreement regarding attorney fees and that you have tried to solve the disagreement through arbitration.

How much money is in dispute? \$ _____ You are: Attorney Client

What did the arbitrator decide? (*Check one*):

- a. The Attorney Client has to pay the other party this amount: \$ _____
- b. Neither party has to pay the other party anything.

Write the date your Notice of Award was mailed here: _____ (*bottom of Notice*)

Why are you filing a small claims suit now? (*Check what you are asking the judge to do*)

- a. I want the court to **confirm** the award.
- b. I want the court to **correct** the award because (*check only one and explain below*)
- It contains an error in calculation or a mistake in describing someone or something in the award.
 - The arbitrator considered legal issues not allowed in this kind of hearing and the Award can be corrected so it is fair.
 - It doesn't follow the rules for proper wording, information, or signature (*State Bar Rule 37.2 et seq.*)

Explain: _____

- c. I want the court to **vacate (cancel)** the award because (*check only one and explain below*)
- It was obtained by fraud, corruption, or other unfair means.
 - The arbitrator was wrong.
 - The arbitrator did something wrong that substantially hurt my case.
 - The arbitrator considered legal issues not allowed in this kind of hearing and the award cannot be corrected so it is fair.
 - The arbitrator unfairly refused to postpone my case or refused to consider important evidence that could help settle the dispute or conducted the hearing in another way that is not allowed.
 - The arbitrator knew of reasons why he or she could have been disqualified but did not disclose this information or did not disqualify himself or herself after I asked the arbitrator to do so at the proper time.

Explain: _____

Check here if you are asking for a new arbitration hearing.

- d. I want a **trial** in small claims court to decide the fee dispute. (*You can check this option only if you did not agree in writing to a binding award and you file this form within 30 days after the Notice of Award.*)

Did you (or your attorney) go to the arbitration hearing? Yes No (*if no, explain below*)

Provide us a copy of the Arbitration Agreement and the Notice of Award (the arbitrator's decision).

If you do not attach them, explain why here: _____

