

Board of Editors

EDITOR-IN-CHIEF

ALFRED G. FELIU
Vandenberg & Feliu, LLP
New York, NY

SENIOR EDITORS

ALLAN S. BLOOM
Proskauer Rose LLP
New York, NY

WAYNE N. OUTTEN
Outten & Golden LLP
New York, NY

JACQUELIN F. DRUCKER
Arbitration Offices of
Jacquelin F. Drucker
New York, NY

BARRY WINOGRAD
Arbitrator and Mediator
Oakland, CA

ASSOCIATE EDITOR

LAURENCE S. MOY
Outten & Golden LLP
New York, NY

CONTRIBUTING EDITORS

KRISTEN M. BLANKLEY
University of Nebraska
College of Law
Lincoln, NE

ALLAN DINKOFF
Amgen, Inc.
Thousand Oaks, CA

ETHAN A. BRECHER
Law Office of
Ethan A. Brecher, LLC
New York, NY

JOSEPH D. GARRISON
Garrison, Levin-Epstein,
Richardson, Fitzgerald
& Pirrotti, P.C.
New Haven, CT

STEPHEN J. HIRSCHFELD
Hirschfeld Kraemer, LLP
San Francisco, CA

MARK L. IRVINGS
Mark L. Irvings, Esq.
Brookline, MA

WEYMAN T. JOHNSON
University of Georgia School
of Law
Athens, GA

LEWIS MALTBY
National Workrights Institute
Princeton, NJ

CLIFF PALEFSKY
McGuinn, Hillsman &
Palefsky
San Francisco, CA

MERRICK T. ROSSEIN
City University of New York
School of Law
New York, NY

MARK S. RUDY
Rudy, Exelrod, Zieff & Lowe,
LLP
San Francisco, CA

STEPHEN F. RUFFINO
Gibney Anthony & Flaherty
New York, NY

ERIC P. TUCHMANN
American Arbitration
Association
New York, NY

JEFFREY T. ZAINO
American Arbitration
Association
New York, NY

Research Associate

COURTNEY CHICVAK
Kings Park, NY

Chapter Authors

Chapter 1

Evolution of the Role of Alternative Dispute Resolution in Resolving Employment Disputes

JAY E. GRENIG
Marquette University Law School
Milwaukee, WI

Chapter 2

Internal Resolution of Employment Disputes

ARIEL C. AVGAR
School of Labor & Employment Relations
University of Illinois at Urbana-Champaign
Champaign, IL

Chapter 3

Mediation in the Employment Context

STEVEN W. MOORE	ROGER G. TRIM
Constangy, Brooks, Smith & Prophete, LLP	Ogletree, Deakins, Nash, Smoak & Stewart, P.C.
Denver, CO	Denver, CO

Chapter 4

Alternative Dispute Resolution Providers and the Resolution of Employment Disputes

ELIZABETH J. SHAMPNOI	DEBORAH MASUCCI
Stout Risius Ross, Inc.	Arbitrator and Mediator
New York, NY	New York, NY

Chapter 5
Jurisdictional and Other Threshold Issues

KENNETH W. GAGE
Paul Hastings, LLP
New York, NY & Chicago, IL

Chapter 6
Class and Collective Actions

JULIE A. TOTTEN
Orrick, Herrington & Sutcliffe LLP
Sacramento, CA

Chapter 7
Ethical Issues

DANIEL M. KLEIN
Klein Dispute Resolution
Atlanta, GA

Chapter 8
Pre-Hearing Stage: Process Issues

JOHN KAGEL
Arbitrator and Mediator
Palo Alto, CA

Chapter 9
Pre-Hearing Stage: Practice Issues
(AAA, FINRA, and JAMS Rules)

KEVIN B. LEBLANG
Kramer Levin Naftalis &
Frankel LLP
New York, NY

KATRINA L. BAKER
Kramer Levin Naftalis &
Frankel LLP
New York, NY

Chapter 10
Hearing Stage

BONNIE GLATZER
Nixon Peabody LLP
San Francisco, CA

ALEXANDRA DEVENDRA
Nixon Peabody LLP
San Francisco, CA

TZADDI S. THOMPSON
Nixon Peabody LLP
San Francisco, CA

Chapter 11
Remedies

HERBERT EISENBERG
Eisenberg & Schnell LLP
New York, NY

JULIAN R. BIRNBAUM
Eisenberg & Schnell LLP
New York, NY

Chapter 12
The Award

DAVID C. SINGER
Dorsey & Whitney LLP
New York, NY

CHRISTINA G. HANSON
Dorsey & Whitney LLP
Minneapolis, MN

Chapter 13
Arbitration: Post-Hearing Stage

JILL L. ROSENBERG
Orrick, Herrington & Sutcliffe LLP
New York, NY

Chapter 14
**Global Dispute Resolution: Arbitration and
Mediation of International Employment Disputes**

DAVID A. LOWE
Rudy, Exelrod, Zieff & Lowe,
LLP
San Francisco, CA

TEO MERLO
San Francisco, CA

Chapter 15

Empirical Evidence on Critical Issues Generally in Employment ADR and Under FINRA in Particular

J. RYAN LAMARE
School of Labor &
Employment Relations
Pennsylvania State
University
University Park, PA

DAVID B. LIPSKY
School of Industrial & Labor
Relations
Cornell University
Ithaca, NY

ARIEL C. AVGAR
School of Labor & Employment Relations
University of Illinois at Urbana-Champaign
Champaign, IL

Appendices

Appendix 1

Glossary of Employment Arbitration Terms

JAY E. GRENIG
Marquette University Law School
Milwaukee, WI

Appendix 3

State Mediation Privilege Statutes and Mediation Privilege Rules of Selected Federal District Courts and Courts of Appeals: A Summary

STEVEN W. MOORE
Constangy, Brooks, Smith &
Prophete, LLP
Denver, CO

ROGER G. TRIM
Ogletree, Deakins, Nash,
Smoak & Stewart, P.C.
Denver, CO