

Texas Association of REALTORS®
P.O. Box 2246
Austin, TX 78768

Case # _____

Request and Agreement to Arbitrate

1. I, the undersigned, as a member of the Texas Association of REALTORS® or a participant in an MLS, have consented to arbitration through the Association.
2. To my knowledge, each person named below is a member in good standing of the Association or participant in an MLS, or was a member of the Association at the time the dispute arose.
3. A dispute arising out of the real estate business as defined by Article 17 of the Code of Ethics exists between me (or my firm) and **(list all persons and/or firms you wish to name as respondents to this arbitration):**

_____, REALTOR® principal (Address) _____

_____, REALTOR® principal (Address) _____

_____, (Address) _____

4. My claim involves the sum of \$_____ that: the respondent owes to me; I retain from the respondent. My claim is predicated upon the statement attached. I understand parties may not be awarded attorney fees.
5. The property involved in the real estate transaction is located at: _____ and the sale/lease closed on _____.
6. I request arbitration through the Association. I agree to abide by the arbitration award. If I do not comply with the arbitration award and it is necessary for any respondent to this arbitration to judicially enforce the arbitration award against me, I agree to pay that respondent the costs and reasonable attorney's fees incurred in enforcing the award.
7. I enclose my check in the sum of \$ 300.00 for the nonrefundable arbitration filing fee.
8. I understand that I may be represented by counsel, and that I must give written notice no less than 15 days before the hearing of the name, address, and phone number of my attorney to all parties and the Association. Failure to provide this notice may result in a continuance of the hearing.
9. I understand that I must provide a list of any witnesses I intend to call at the hearing to the Association and to all other parties not less than 15 days prior to the hearing. It is my responsibility to arrange for my witnesses to be present at the hearing.
10. The following REALTOR® 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: _____
11. Under the penalties of perjury, I declare that this application and the allegations contained herein are true and correct to the best of my knowledge and belief and this request for arbitration is filed within 180 days after the closing of the transaction, if any, or within 180 days after the facts constituting the arbitrable matter could have been known in the exercise of reasonable diligence, whichever is later.

Page 2 - A1

12. If I believe that the grievance tribunal has incorrectly classified the issue presented (i.e., mandatory or voluntary), I have 20 days from the date of receipt of the grievance tribunal's decision to file a written appeal of the decision. Only those materials that the grievance tribunal had at the time of its determination may be considered with the appeal.
13. Are the circumstances giving rise to this arbitration request the subject of civil litigation? ___ Yes ___ No
14. Important note related to arbitration conducted pursuant to Standard of Practice 17-4 (1) or (2): Where arbitration is conducted between two (or more) cooperating brokers pursuant to Standard of Practice 17-4 (1) or (2), the amount in dispute and the amount of any potential resulting award is limited to the amount paid to the respondent by the listing broker, seller, or landlord and any amount credited or paid to a party to the transaction at the direction of the respondent.

Complainant(s):

Date: _____

_____ Signature of REALTOR® principal	_____ Signature of REALTOR® principal
_____ Name (Type of Print)	_____ Name (Type or Print)
_____ Name of Firm*	_____ Name of Firm*
_____ Street Address	_____ Street Address
_____ City, State Zip	_____ City, State Zip
_____ (Phone)	_____ (Phone)
_____ (Email)	_____ (Email)
_____ (Fax)	_____ (Fax)

In cases where arbitration is requested in the name of a firm comprised of REALTORS® (principals), the request must be signed by at least one of the REALTOR® principals of the firm as a complainant.

(NOTE: Arbitration is generally conducted between REALTOR® (principals) or between firms comprised of REALTOR® principals.)