



# NEUTRAL ARBITRATION PROGRAM

## SUMMARY OF INTERSTATE MOVING COMPANY NEUTRAL DISPUTE SETTLEMENT PROGRAM 49 CFR § 375.211

**WHAT IS NEUTRAL ARBITRATION?** The neutral arbitration program has been designed to give neither party any special advantage. If a dispute arises between the motor carrier and the consumer shipper, arbitration may be a mutually beneficial alternative to help resolve the dispute. Section 49 CFR Section 375.211 provides that an interstate moving company must have a program in place to provide consumer shippers with an Arbitration alternative. The use of arbitration is optional for the consumer shipper and not mandatory. For claims of \$10,000.00 or less, it is the consumer shipper's choice to use binding arbitration or not. For claims of \$10,000.00 or more, the interstate moving company may decline participation in neutral arbitration.

**INITIATING ARBITRATION:** Any party may initiate the process of arbitration by e-mail, mail, or fax the referral form to the arbitration Administrator. Upon receipt of the form, the arbitration Administrator will contact the other parties, confirm their participation in the arbitration process, provide the appropriate information and make the final arrangements for the arbitration.

**SUMMARY OF THE NATURAL ARBITRATION PROCESS:** Arbitration is an alternative to courtroom litigation. It provides each party to the dispute the opportunity to present their cases and allows a neutral third-party arbitrator to decide as to the merits of each side's case. Arbitration subject to the neutral arbitration program shall be conducted via written submission and, subject to the arbitrator's discretion, through telephonic appearance. After the initial filing fees have been paid by each party, the initiating party or "Claimant" must submit a written summary of their legal position, factual claims, and evidence. All supporting documentation must be included with the initially written arbitration summary. Upon receipt of the Claimant's written arbitration summary and supporting documents, the responding party or "Respondent" will have 30 days to file their responsive arbitration brief and supporting documentation. Further deadlines and timetables are subject to the neutral arbitrator's discretion.

**SUMMARY OF LEGAL EFFECTS:** If the arbitration alternative is chosen, then any decision made by the neutral arbitrator may be binding. Additionally, an arbitration decision may not be appealed in a court of law. If the consumer shipper's claim is for \$10,000 or less, then the moving company will be compelled to submit to neutral arbitration. If the consumer's shipper's claim is \$10,000 or more, then the moving company has the option to consent to the arbitration process or not. Under the terms and conditions of arbitration, the Arbitrator's decision will be based exclusively on the United States federal law governing interstate transportation of household goods without regard to conflicting State laws or regulations.

**APPLICABLE COSTS:** Each party is responsible for its own costs associated with the arbitration. A benefit to the arbitration alternative may be that it is less expensive than traditional courtroom litigation. Each party is responsible for 50% of the costs associated with securing the arbitrator and arbitration administration fees and 100% of their own expenses, including but not limited to attorney fees. The administrative costs for arbitration are as follows: There is a \$250 filing fee **FOR EACH PARTY** and a supplemental charge of a \$50 administration fee. Long distance telephone, fax charges, and incidental costs incurred by the Administrator shall be billed to the parties as additional costs. The cost of the call in the conference format will be submitted as an incidental cost. Subject to the terms of Conflict Resolution Services, Inc. administrative and arbitration fees may be required to be paid in advance.

**DISCLOSURES AND CONTACT INFORMATION:** All arbitrations are required to be conducted by a neutral third-party arbitrator. To submit a matter to arbitration please contact your moving company or the arbitration administrator to begin the process. *The arbitration administrator is not the neutral arbitrator and is not affiliated with the arbitration service provider or the neutral arbitrator. The arbitration administrator is the motor carrier representative who will collect the information and liaison with the arbitration service provider.*

This informational brochure was provided to you by the Motor Carrier; for general information about the Motor Carrier's participation in the neutral arbitration, program please e-mail their representative and arbitration administrator: [MovingAID.net](mailto:MovingAID.net) 18901 W Dixie Hwy # 630686, Miami FL 33180. 800-675-5065 - Email: [MovingAID.net@Gmail.com](mailto:MovingAID.net@Gmail.com)

**TO SUBMIT YOUR MATTER TO ARBITRATION, PLEASE CONTACT THE MOVING COMPANY DIRECTLY OR THE ARBITRATION ADMINISTRATOR.**

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