

ABA: 2005 JOINT FALL CLE MEETING
SPLITTING UP A FAMILY BUSINESS
September 15 – 17, 2005

**ALTERNATIVE DISPUTE RESOLUTION:
ARBITRATION AND MEDIATION**

Naznin Bomi Challa
Evans, Latham & Campisi
San Francisco, California

OUTLINE OF ADR ADVANTAGES

I. Alternative Dispute Resolution

A. Brief Overview

B. Benefits

II. Arbitration

A. Description

B. Types:

i. Judicial

ii. Contractual

III. Mediation

A. Description

B. Types:

i. Facilitative Mediation

ii. Evaluative Mediation

iii. Mini-Trial

iv. Binding Mediation

IV. Advantages

A. Speed

B. Cost Benefit

C. Confidentiality

D. Finality

E. Flexibility

F. Emotional Benefits

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