



Alternative Dispute Resolution. Letter

Assignment 1 DATE: March 13, 2012 FROM: Dani Prefontaine Marla, a client in Buffalo, New York calls and says, "as you know, I am a contractor who specializes in repair of problems that arise in commercial buildings. I'm thinking of inserting a provision in all of my contracts that requires any dispute to first be mediated and if that does not work, to be arbitrated by an arbitrator who is a member of the American Arbitration Association.

I am nervous as to whether the New York state courts will enforce these sorts of provisions, especially if they are part of my form contract. Do me a favor: Do some research from federal and state case law in New York and let me know what New York courts' attitudes have been to arbitration and mediation clauses, and in general what the courts have said about the desirability of using ADR methods to settle disputes. Dear Maria, As per your request, I did research New York case law on the attitudes of using arbitration and mediation clauses, and the enforceability of such. The two cases are relevant to your request in the matter of ADR clauses. Management Recruiters of Albany and Erikson v. Management Recruiters International , 643 F Sup.

750; (N. D. N. Y.

1986), Defendant franchiser moved to compel arbitration pursuant to the terms of an agreement and to stay trial pending arbitration in an action based on an alleged breach of a franchise agreement. The plaintiff's argue that defendant should be estopped from requesting arbitration because of their alleged breach of agreement. there is an assumption that the mediation arbitration process is an inferior method of resolving the present controversy. This assumption was belied by the strong federal policy favoring arbitration. Finally the plaintiff's argue the enforcement of the agreement will contravene New York's Franchise Law because the agreement calls for arbitration in Ohio and application of Ohio law.

This was also rejected by the court that considerations of state law or policy could defeat the effect of an arbitration clause in a contract involving interstate commerce. The court noted: "an agreement to arbitrate in New York does not pose unconscionable difficulties". The federal policy in favor of arbitration overrides any state policy proscribing arbitration of state law claims. Kuchinsky v.

Curry, U. S. Dist. (S.

D. N. Y. 2009), This case deals with an agreement which contains a broad arbitration clause that encompasses each of the claims asserted in the amended complaint.

It provides upon written request of any party to the agreement controversy or claim arising to or relating to the construction or terms is subject to arbitration. Kuchinsky resists arbitration with three arguments. He contends the agreement is unconscionable and therefore enforceable, he also attacks the fairness of the arbitration clause which requires him to arbitrate his claims in Chicago, although he lives in New York

Alternative Dispute Resolution Letter

Robert R. Redfield



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for the nitration 4.01 ml of nitric acid 4.00 ml of sulfuric acid and 4.56 ml bromobenzene were used to complete the reaction with these measurements bromobenzene was found to be the limiting reagent since only 4.56 ml of bromobenzene was used the amount of product predicted to be recovered was 8.7533 g

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in this experiment we will carry out the nitration of bromobenzene bromine substituted on an aromatic ring is an ortho/para directing group it will direct an incoming electrophile to the ortho and para positions it is also deactivating meaning that its reactions will be slower than the identical reactions of benzene

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section 20711 lab experiment nitration of bromobenzene introduction the chemical reaction of nitration consists of a nitro group being added to or substituted in a molecule nitration can basically be carried out by a mixture of concentrated nitric acid and sulfuric acid this mixture is useful to obtain the active nitronium ion

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the soap in the lab is not suitable for this purpose 2 return to the lab and apply mineral oil to the affected area theory and explanation of the nitration of bromobenzene if the temperature of the reaction mixture exceeds 60 o

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the bromine substituent in bromobenzene is an ortho para director the para position is favored due to steric effects in the reaction that takes place in this lab a nitro group is substituted onto bromobenzene at the para position to form 1 bromo 4 nitrobenzene

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over 5 minutes slowly pipet this bromobenzene into the icy cold nitration mixture hno 3 h 2 so 4 in the 125 ml flask and stir continue to stir the reaction mixture in the ice bath for 30 minutes do not heat in a new 250 ml erlenmeyer

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on the right the arenium cation has a nitro set with incredibly small 0.6 angstrom bond distances this will result in an optimization failure as the atoms are even close for the programme to accommodate their electrons demonstration of creating the p arenium cation by nitration of bromobenzene

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the purpose of this lab was to observe where substituents are added on a benzene ring by way of electrophilic aromatic substitution the electrophilic source in the nitration of bromobenzene comes from a nitronium ion NO_2^+ which acts as the electrophilic species

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nitration of bromobenzene is an electrophilic aromatic substitution reaction the electrophile will be formed from 4 0ml of nitric acid and 4 0ml of sulfuric acid and will then react with 4 5ml of bromobenzene this will produce o bromonitrobenzene and p bromonitrobenzene

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lab report 10 nitration of bromobenzene raekwon filmore cm 244 section 40 march 27 2018 introduction for this experiment nitration of bromobenzene was the focus of the lab the benzene is an aromatic compound and when it reacts with wither a mixture of sulfuric acid or nitric acid creates what is known as a nitro group

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