The American Arbitration Association® (AAA) Offers Two Fee Schedules

The American Arbitration Association is responding to the current economic challenges affecting organizations worldwide, as well as to customers’ expressed service needs, by offering parties to arbitration cases the choice of two fee schedules to initiate these cases.

The current environment demands thoughtful responses from those who wish to serve their clients effectively. At the AAA®, parties have two options of filing cases—under a **Standard Fee Schedule** or the **Flexible Fee Schedule**, available on claims using the AAA’s Commercial (excluding Consumer cases), Construction, International and Employment (for negotiated contracts) Rules.

And, to provide parties with further choice, each party to a case may file claims and counterclaims under the same or different fee schedules: one party may use the Flexible Fee Schedule while the other utilizes the Standard Fee Schedule, or both may opt for the same schedule.

### The Fee Schedules Compared

Under the Standard Fee Schedule, there are two stages at which parties may make payments in order to advance the arbitration. With the Flexible Fee Schedule, there are three payment stages.

#### > > > Other comparisons between the Schedules are that:

- With the Standard Fee Schedule, the first hearing takes place after the payment of the second payment, the Final Fee; with the Flexible Fee Schedule, the first hearing is held once the Final Fee (the third payment) is paid.
- The Initial Filing Fee is lower under the Flexible Fee Schedule as compared to the AAA’s Standard Fee Schedule.
- After payment of the Initial Filing Fee, both fee schedules offer parties an opportunity to file an Answer or a Counterclaim.
- Under the Standard Fee Schedule, the arbitrator selection process begins at the payment of the Initial Filing Fee, and the case proceeds until the hearing. Following payment of the Proceed Fee in the Flexible Fee Schedule, the arbitrator selection process begins and, once the arbitrator(s) is/are appointed, case and claim information are provided in order to proceed with hearings.

### AAA Rules Offering the Flexible Fee Schedule

The Flexible Fee Schedule is listed with the Standard Fee Schedule in several of the AAA’s Rules.

To see a list of Rules that offer both schedules, please visit [www.adr.org/rules_updates](http://www.adr.org/rules_updates)

Please contact AAA Customer Service at 800-778-7879 if you require additional information.
An Initial Filing Fee is payable in full by a filing party when a claim, counterclaim, or additional claim is filed. A Final Fee will be incurred for all cases that proceed to their first hearing. This fee will be payable in advance at the time that the first hearing is scheduled. This fee will be refunded at the conclusion of the case if no hearings have occurred. However, if the Association is not notified at least 24 hours before the time of the scheduled hearing, the Final Fee will remain due and will not be refunded.

These fees will be billed in accordance with the following schedule:

<table>
<thead>
<tr>
<th>Amount of Claim</th>
<th>Initial Filing Fee</th>
<th>Proceed Fee</th>
<th>Final Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>Above $0 to $10,000</td>
<td>$400</td>
<td>$475</td>
<td>$2,000</td>
</tr>
<tr>
<td>Above $10,000 to $75,000</td>
<td>$625</td>
<td>$500</td>
<td>$3,000</td>
</tr>
<tr>
<td>Above $75,000 to $150,000</td>
<td>$850</td>
<td>$1,250</td>
<td>$7,500</td>
</tr>
<tr>
<td>Above $150,000 to $300,000</td>
<td>$1,000</td>
<td>$2,125</td>
<td>$1,250</td>
</tr>
<tr>
<td>Above $300,000 to $500,000</td>
<td>$1,500</td>
<td>$3,400</td>
<td>$1,750</td>
</tr>
<tr>
<td>Above $500,000 to $1,000,000</td>
<td>$2,500</td>
<td>$4,500</td>
<td>$2,500</td>
</tr>
<tr>
<td>Above $1,000,000 to $5,000,000</td>
<td>$5,000</td>
<td>$6,700</td>
<td>$3,250</td>
</tr>
<tr>
<td>Above $5,000,000 to $10,000,000</td>
<td>$8,000</td>
<td>$8,200</td>
<td>$4,000</td>
</tr>
<tr>
<td>Above $10,000,000</td>
<td>$10,200</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

| Fee Capped at $65,000 and 0.01% of the amount above $10,000,000 | $4,500 |

Nonmonetary Claims\(^1\)  \(\text{Amount} \times 0.01\)  \(\text{Non-refundable fee added to the total fee} \)

Consent Award\(^2\)  $350  \(\text{This is a non-refundable fee added to the total fee} \)

Deficient Claim Filing Fee\(^3\)  $350  \(\text{This is a non-refundable fee added to the total fee} \)

Additional Services\(^4\)  \(\text{Includes administrative fees, hearing fees, etc.} \)

Refund Schedule for Standard Fee Schedule

The AAA offers a refund schedule on filing fees connected with the Standard Fee Schedule. For cases with claims up to $75,000, a minimum filing fee of $350 will not be refunded. For all other cases, a minimum fee of $600 will not be refunded. Subject to the minimum fee requirements, refunds will be calculated as follows:

- **100% of the filing fee, above the minimum fee, will be refunded if the case is settled or withdrawn within five calendar days of filing.**
- **50% of the filing fee, will be refunded if the case is settled or withdrawn between six and 30 calendar days of filing.**
- **25% of the filing fee will be refunded if the case is settled or withdrawn between 31 and 60 calendar days of filing.**

No refund will be made once an arbitrator has been appointed (this includes one arbitrator on a three-arbitrator panel). No refunds will be granted on awarded cases.

Note: The date of receipt of the demand for arbitration with the AAA will be used to calculate refunds of filing fees for both claims and counterclaims.

Hearing Room Rental

The fees described above do not cover the cost of hearing rooms, which are available on a rental basis. Check with the AAA for availability and rates.