

AGREEMENT TO ARBITRATE, RE:

We, the undersigned parties, hereby agree to submit to arbitration by Scott Daniels the following controversy (**Write here a brief description of the matter in controversy:** (e.g., “Liability and damages for an automobile accident which occurred on August 12, 2003 at 400 North University Avenue in Provo, Utah.”; or “Damages and liability arising from an alleged breach of a construction contract dated January 4, 2001”; or “See attached Complaint and Answer filed in the Third Judicial District Court, Salt Lake County, Civil Number 020906789.”)

This controversy is submitted pursuant to the Utah Uniform Arbitration Act, Utah Code Ann. 78-31a-1, et seq. (2002). The parties agree that the arbitrator's award shall be binding upon the parties and may be reduced to a judgment in the courts of the State of Utah as

allowed by the Utah Uniform Arbitration Act. The parties agree that the arbitration hearing will be held at on (date) _____, _____, _____, at (address) _____ in Salt Lake City, UT. The parties hereby waive further notice of this time and place.

Neither a party nor the arbitrator may disclose the content or result of any arbitration hereunder without the prior written consent of both parties. **(This provision is optional and may be omitted if the parties desire. Check box if parties wish to omit this option).**

The parties agree to compensate the arbitrator at the rate of \$220.00 per hour, for arbitrator time, including preparation, hearing, review of documents, and preparation of award, plus actual expenses incurred, if any. The parties agree to divide the costs of Arbitrator Time and expenses equally, but each party agrees that it is jointly and severally liable for the full amount of the fee in the event the other party fails to pay its proportionate share. **(The parties may agree on some other division of the fee if they desire).**

The parties agree that they will not assert any claim against the arbitrator except in the event of actual fraud. The arbitrator will issue a written award which will be mailed to the parties by standard United States, First Class Mail.

DATED this _____ day of _____, _____.

(signature)

(printed name)