ATTORNEY'S RESPONSE TO REQUEST FOR FEE ARBITRATION

Mail or email this form to:

Fee Arbitration Committee Chair
Tulare County Bar Association
Post Office Box 1711
Visalia, CA 93279-1711
Email: info@tcbar.org
Website: https://tcbar.org/

1. ***Client's Name*** _____

   Address _____

   _____

   Telephone Number _____

   Email _____

   County _____

2. ***Attorney's Name*** _____

   Address _____

   _____

   Telephone Number _____

   Email _____

   Do you consent to electronic service of documents? ☐ Yes ☐ No

   County _____

3. Have you filed a lawsuit against the client to collect the fees?

   ☐ Yes *(If so, please attach a copy of the Complaint)*
   ☐ No

4. If you have filed a lawsuit, has the client answered it?

   □ Yes *(If so, please attach a copy of the Answer)*
   □ No

5. Do you have a written fee agreement with the client?

   □ Yes *(If so, please attach a copy of the Fee Agreement)*
   □ No

6. Did you give the client a written notice that he/she may request a fee arbitration hearing?

   □ Yes *(If so, please attach a copy of the Notice)*
   □ No

7. Describe the type of case you handled for the client *(attach additional sheets and/or documents as necessary)*:

8. What is the amount of the fee charged?

   $_____

9. How much of the fee has the client paid?

   $_____

10. How much of the fee is in dispute?

    $_____

11. Filing fees *(only applicable if you are the party requesting fee arbitration)*:

    $50.00 for disputes up to $1,000.00
    $100.00 for disputes up to $5,000.00
    $150.00 for disputes up to $15,000.00
    $250.00 for disputes up to $25,000.00
    $500.00 for disputes over $25,000.00

    Enter amount of filing fee enclosed: $_____

12. If the fee dispute is less than $25,000.00, it is heard by one (1) arbitrator. If it is more than $25,000.00, the dispute is heard by three (3) arbitrators. However, if both you and the client agree, you can have the dispute heard by one (1) arbitrator.

    Do you agree to one (1) arbitrator?

    □ Yes
    □ No

13. Unless both you and the client agree **in writing** to **BINDING ARBITRATION**, this arbitration is **NON-BINDING**. This means either of you has the right to ask for a new trial in a civil court within 30 days from the date the award is mailed to you. If neither of you asks for a new trial in 30 days, the award automatically comes final and binding.

14. **May a client be compelled to arbitration?** A client **may not** be compelled to arbitrate any fee dispute with his or her attorney. In the event that any attorney requests arbitration of a fee dispute with his or her client, the arbitration committee shall obtain jurisdiction only if the client executes an agreement to arbitrate.

I declare under penalty of perjury under the laws of the State of California that my statements on this request and any attachments are true and correct.

Attorney's Signature _____ Date _____

If you have any questions regarding this form, please email the Tulare County Bar Association at info@tcbar.org or leave a detailed message at (559) 697-5503.