



“Working Together to Make Trade Work”

Guidelines for NAEGA Approved Arbitrators, 9/23/2009

The NAEGA Board of Directors with the advice of the NAEGA Contracts Committee appoints persons to a NAEGA List of Approved Arbitrators. The List is provided by NAEGA to the American Arbitration Association International Centre for Dispute Resolution (ICDR) and is subject to ongoing review.

- I. The arbitrators list continues to be developed under the following guidelines and principals as criteria for NAEGA Arbitrators:
 - a. Arbitrators shall be persons who are actively engaged in the grain-trade business, or have been retired from active engagement in the grain-trade related business for no more than three years on the date of the appointment to arbitration.
 - b. Arbitrators must be honest, fair, and able to put personal or employer related considerations or prejudices aside, and decide each case exclusively on its merits, based on the contractual agreement between the parties, the facts, and the parties' actions or omissions, and take into consideration current trade practice.
 - c. Arbitrators must have a thorough understanding of the NAEGA No.2 Contract and of the many aspects of the grain export trade.
 - d. Arbitrators must be articulate, able to write awards not only for the benefit of the parties but for outsiders, so that they clearly understand the dispute, the positions of the parties, the thought processes the arbitrators went through, and the award. (Under our agreement with the AAA, awards are now made available to NAEGA members and the interested public.)

- II. Arbitrators' fees are currently set by the NAEGA Board:
 - a. The maximum daily fee is established at \$1000 per day. Hence the allowed charges will be up to \$200 per hour for 5 hours or less and a maximum of \$1000 for the entire day
 - b. When assessing the total fee, allowed charges may include time for preparation and study. However time for transit only should not be included.
 - c. Travel, hotel and other related expenses are reimbursable.

Please also note that the ICDR reports awards under NAEGA to the NAEGA President and he is responsible for proving the explanation of awards to NAEGA membership.