

Superior Court of Washington, County of _____

In re:

Petitioner/s (*person/s who started this case*):

And Respondent/s (*other party/parties*):

No. _____

Order on Motion to Correct, Amend, or
Vacate Unconfirmed Arbitration Award

Clerks Action Required: **6**

**Order on Motion to Correct, Amend, or Vacate
Unconfirmed Arbitration Award**

1. The (*check one*): Petitioner Respondent made a *Motion to Correct, Amend, or Vacate Unconfirmed Arbitration Award*. A hearing was held on (*date*): _____.

2. The Court has considered the *Motion* and any supporting documents, the Arbitration Award, response from the other party, other documents from the court record identified by the court, if any, and any testimony or argument.

3. Timing

The *Arbitration Award* has **not** been confirmed and

the motion was filed within 90 days of when the arbitrator gave notice of the award.

the award was affected by fraud, corruption, or other undue means. The moving party filed within 90 days of when they learned (or should have learned, if they had exercised reasonable care) about the issue.

the motion is **not** timely filed because: _____

4. Findings

5. Conclusion about Arbitration Award (*Decision*)

- Valid.** The Arbitration Award is legally correct as to form and law. There were no process irregularities with the arbitration or the arbitrator.

Correction

- The award has a mathematical error, or a description related to a person, thing, or property is incorrect.
- The award is imperfect in a matter of form that does not affect the merits of the award.
- The arbitrator made an award on a dispute not submitted to them. The award may be corrected without affecting the merits of the issues submitted.

Amend or Vacate

- The award was procured by corruption, fraud, or other undue means.
- The arbitrator showed evident partiality or was corrupt.
- The arbitrator substantially prejudiced the rights of a party by:
- refusing to postpone the hearing after being shown sufficient cause to postpone.
 - refusing to consider evidence material to the controversy.
 - conducting the hearing in a matter inconsistent with law.
 - committing misconduct.
- The arbitrator exceeded their powers.
- There was no arbitration agreement.
- The arbitration was conducted without proper notice to the moving party.
- Other: _____

Parenting or Child Support Dispute

- The arbitration involved a child-related dispute and (*Also may check any of the above*):
- is contrary to the best interest of the child.
 - does not state the reasons it is based on as required by Washington State law.
 - the hearing record or the statement of reasons in the award is inadequate for the court to review.

6. Order

- Valid.** (ORCA) The arbitration award (*decision*) is valid.

- The award is **confirmed** and is enforceable as a judgment. Final orders consistent with the award were entered today or will be entered on *(date)*_____.
- Corrected or Amended.** (ORCA) The award is corrected or amended in the following manner: _____

- The corrected or amended arbitration award is **confirmed** and is enforceable as a judgment. Final orders consistent with the corrected or amended award were entered today or will be entered on *(date)*_____.
- Vacated.** The award is vacated and;
 - the parties will return to arbitration with the same arbitrator. (ORVFLAA)
 - the parties will return to arbitration with a different arbitrator. (ORVFLAA)
 - the parties will proceed to trial without arbitration. (ORVFLAR)

Important! If there is a monetary judgment and final orders have not been entered, enter a Judgment Summary with this order.

Ordered.

_____ _____
Date **Judge/Commissioner**

Petitioner and Respondent or their lawyers fill out below.

<p>This order <i>(check any that apply)</i>:</p> <p><input type="checkbox"/> is an agreement of the parties</p> <p><input type="checkbox"/> is presented by me</p> <p><input type="checkbox"/> may be signed by the court without notice to me</p> <p> _____</p> <p><i>Petitioner signs here or lawyer signs here + WSBA #</i></p>	<p>This order <i>(check any that apply)</i>:</p> <p><input type="checkbox"/> is an agreement of the parties</p> <p><input type="checkbox"/> is presented by me</p> <p><input type="checkbox"/> may be signed by the court without notice to me</p> <p> _____</p> <p><i>Respondent signs here or lawyer signs here + WSBA #</i></p>
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<hr/> <i>Print Name</i>	<hr/> <i>Date</i>	<hr/> <i>Print Name</i>	<hr/> <i>Date</i>
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