

# **ALTERNATIVE DISPUTE RESOLUTION COURSE**

**Adjunct Professor R. Stephen Goldstein**

## **FINAL EXAMINATION December, 2006**

**INSTRUCTIONS:** You have two hours for this examination unless you are a specially accommodated student.

The grade for this exam constitutes one-third of the grade for the course.

This examination consists of a single question (set out below), the answer to which is to be written in the form described below.

**QUESTION:** Assume the following scenario: You have passed the bar examination (hurrah for you) and have been hired by a mid-sized law firm that does a great deal of civil litigation. The Senior Partner calls you into her office and tells you that of the six recently hired associates in the firm you are the only one with any law school training in ADR. Senior says you can assume that all of them know a little about each of the three main ADR forms and each has sat in on at least one type of ADR proceeding.

She would like you to write a memorandum that will be circulated to the associates in the firm. The memo should describe, for mediation, negotiation and arbitration, what techniques and what concepts you learned in the ADR course you took in law school. The memo should be about the knowledge you have gained that you think the other newly admitted associates might benefit from knowing.

In writing this memo it is anticipated that you will draw heavily upon ideas you learned about in class role plays, class discussions, reading assignments, homework assignments, and guest speakers and presenters, with specific references to these resources as you see fit.