



BETH DIN of AMERICA
בית דין דאמריקא

AGREEMENT TO ARBITRATE

This agreement made and entered into as of this ___ day of _____, 2008 between _____ with an address at _____, as plaintiff, and _____ with an address at _____, as defendant.

Witnesseth: That there exists between the above named parties certain differences and disputes in reference to _____, with each party having certain claims and counterclaims against the other party.

In consideration of the above recitals, the terms and covenants of this agreement and other valuable consideration, the receipt of which is acknowledged, the parties agree as follows:

For the purposes of satisfactorily adjudging said differences and disputes, it has been agreed by the said parties that the matters in dispute between them, touching the several contentions above mentioned, be submitted to the arbitration of the Beth Din of America, which shall resolve the matter in accordance with its rules and procedures.

Said parties agree that they have selected the aforesaid Beth Din to resolve their disputes, and shall accept the ruling of the arbitrators appointed by that organization as a binding decision.

The parties acknowledge that the arbitrator may resolve this controversy in accordance with Jewish law ("*din*") or through court ordered settlement in accordance with Jewish law ("*p'shara krova l'din*").

If any arbitrator withdraws, or is disqualified from hearing the case, or unable to function as an arbitrator, the parties agree to accept any new arbitrator named by the Beth Din of America, in accordance with its rules and procedures, which all parties agree that they have read and accept.

Let the arbitrators, after they have made the award, furnish each of the parties with a copy thereof. The arbitrators shall retain jurisdiction over this matter for one year after it publishes its award, and they shall be authorized to modify the award for any reason they deem proper.

This agreement may be executed in separate counterparts which together shall constitute a single document.

The parties agree that the judgment may be entered on the award in any court of competent jurisdiction in the State of New Jersey and the State of New York and that such agreement shall be final as to the parties and issues encompassed in this agreement, and specified in the rules of the Beth Din of America.

In witness whereof, each party to this agreement has caused it to be duly executed.

Signed:
