

THE FINALS
Alternative Dispute Resolution
Atty. Brandon B. Dangatag

QUESTIONS:

1. Enumerate the possible venues for recognition and enforcement of an arbitral award? **(5pts)**
2. When is arbitration a multi-party arbitration? **(5pts)**
3. Enumerate the other forms of ADR? **(5pts)**
4. What are the modes of submitting a dispute or controversy in arbitration? **(5pts)**

TRUE OR FALSE: Write TRUE if the statement is true and FALSE if it is not. If the statement is FALSE, state your reasons.

1. A party can appoint the sister of his brother's wife as a member of the arbitral tribunal. **(5pts)**
2. The parties to an arbitration cannot combine in a single proceeding causes of action such as recognition and vacation of an award. **(5pts)**
3. A judgement vacating, modifying, and correcting an award is enforced like any other court judgements. **(5pts)**
4. The Municipal Trial Court has jurisdiction to review foreign arbitral awards. **(5pts)**
5. The Regional Trial Court can take cognizance of an action for correction of an arbitral award in the exercise of its appellate jurisdiction. **(5pts)**
6. A foreign arbitral award can be immediately executed in the Philippines. **(5pts)**
7. A present-causal consent is when the parties to a contract stipulate that any dispute that will arise from the contract shall be resolved by arbitration. **(5pts)**
8. The forms are ADR are mutually exclusive, the choice of one precludes the selection of other forms. **(5pts)**
9. An ADR is ad hoc if the ADR provider's existence is permanent in character and is not dependent on any dispute. **(5pts)**
10. An application for setting aside may not be made after thirty (30) days have elapsed from the date on which the party making that application had received the award. **(5pts)**
11. The parties to an arbitration can settle their dispute or controversy without waiting for the arbitral tribunal to render an award. **(5pts)**
12. The arbitral tribunal or a party with the approval of the arbitral tribunal may request from a court of the Philippines assistance in taking evidence. **(5pts)**

ESSAY:

1. In the arbitration agreement between A and B. The parties agreed to choose the arbitrators. Party A choose to appoint Atty. Gadon, who is also his lawyer in many cases and his business partner. While B choose to appoint Juan Ponce Enrile, who the brother of his father. The third arbitrator appointed is Dick Gordon who is chosen by both of the parties.
 - a. Can Atty. Gadon be appointed as an arbitrator? Why or why not? **(5pts)**
 - b. Can Juan Ponce Enrile be appointed as an arbitrator? Why or why not **(5pts)**
2. A and B agreed to submit their issue to mediation and C as the mediator. The agreement included that the proceeding should be open to the public. However, after several meetings the mediation failed. A and B then agreed to submit their dispute into arbitration and again orally agreed to appoint C as one of the arbitrators. During the arbitral proceeding, B, noticing that the proceeding is not going in his favor, questioned the appointment of C. A, on the other hand, countered that B cannot question the appointment because he orally agreed to C's appointment, hence he is bound by their agreement. Who between A and B is correct? State your reasons. **(10pts)**

-end-

"When you have a dream, you've got to grab it and never let go."-CB

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**Cambyse Guy Omidyar, Khaldoun Al
Agha**

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Papers from the Regional Meeting, Chicago Linguistic Society Chicago Linguistic Society. Regional Meeting, 1972

Multimodal treatment of HPB cancer Andrea Belli, Riccardo Memeo, 2023-08-21

Operating System (For Anna)

Rohit Khurana, 2011 Operating System is an insightful work that elaborates on fundamentals as well as advanced topics of the discipline. It offers an in-depth coverage of concepts, design and functions of an operating system irrespective of the hardware used. With neat illustrations and examples and presentation of difficult concepts in the simplest form, the aim is to make the subject crystal clear to the students and the book extremely student friendly. *UNIX System V, Release 4 for*

Motorola Processors Motorola, Inc, 1993

Tools and Algorithms for the Construction and Analysis of Systems Susanne

Graf, Michael Schwartzbach, 2003-06-29 This book constitutes the refereed proceedings of the 6th International Conference on Tools and Algorithms for the Construction and Analysis of Systems TACAS 2000 held as part of ETAPS 2000 in Berlin

Germany in March/April 2000. The 33 revised full papers presented together with one invited paper and two short tool descriptions were carefully reviewed and selected from a total of 107 submissions. The papers are organized in topical sections on software and formal methods, formal methods, timed and hybrid systems, infinite and parameterized systems, diagnostic and test generation, efficient model checking, model checking tools, symbolic model checking, visual tools and verification of critical systems. Euro-Par 2020: Parallel Processing Maciej Malawski, Krzysztof Rzadca, 2020-08-18 This

book constitutes the proceedings of the 26th International Conference on Parallel and Distributed Computing Euro-Par 2020 held in Warsaw, Poland in August 2020. The conference was held virtually due to the coronavirus pandemic. The 39 full papers presented in this volume were carefully reviewed and selected from 158 submissions. They deal with parallel and distributed computing in general, focusing on support tools and environments, performance and power, modeling, prediction and

evaluation, scheduling and load balancing, high performance architectures and compilers, data management, analytics and machine learning, cluster, cloud and edge computing, theory and algorithms for parallel and distributed processing, parallel and distributed programming interfaces and languages, multicore and manycore, parallelism, parallel numerical methods and applications and accelerator computing.

Mobile And Wireless Communications Networks: Proceedings Of The Fifth Ifip-tc6 International Conference (With Cd-rom) Cambyse Guy Omidyar, Khaldoun Al Agha, 2003-10-21 This book covers all areas concerning mobility and wireless communications. Presented papers deal with cellular networks, 2G, 3G and 4G wireless networks, IEEE 802.11, Bluetooth and sensor networks, security, quality of service and applications. Accepted papers represent a good selection of research in wireless communications. They offer an overview and also sharp visions of industrial and scientific work. The proceedings have been selected for coverage in Index to Scientific Technical Proceedings, ISTP CDROM version, ISI Proceedings. **Mobile and Wireless Communications Networks** Cambyse Guy

Omidyar, Khaldoun Al Agha, 2003 This book covers all areas concerning mobility and wireless communications. Presented

papers deal with cellular networks 2G 3G and 4G wireless networks IEEE802 11 Bluetooth and sensor networks security quality of service and applications Accepted papers represent a good selection of research in wireless communications They offer an overview and also sharp visions of industrial and scientific work The proceedings have been selected for coverage in Index to Scientific Technical Proceedings ISTP CDROM version ISI Proceedings **Occupational Health and Industrial Medicine** ,1993 *Energy Research Abstracts* ,1989 **Proceedings of the Summer 1992 USENIX Conference** USENIX Association. Summer Conference,USENIX Association,1992

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