

1 **Rule 14-1107. Award; form; service of award; judicial confirmation of award.**

2 (a) Time frame. Whenever practical the panel or sole arbitrator ~~shall~~must hold a
3 hearing within 60 days after receipt of the agreement to arbitrate, signed by both
4 parties, and the signed petition and answer, and ~~shall~~must render its award within 20
5 days after the close of the hearing or the close of the final hearing if more than one
6 hearing has been held. The award of the panel ~~shall~~must be made by the majority of
7 the panel or by the sole arbitrator.

8 (b) Delivery to Bar office. The award ~~shall~~must be in writing, and ~~shall be~~ signed by the
9 members of the panel concurring or by the sole arbitrator. The award ~~shall~~must include
10 a determination of all questions submitted to the panel or sole arbitrator which are
11 necessary to resolve the dispute. ~~The original of the award shall be forwarded by the~~
12 The panel chair or sole arbitrator must forward the original award to the Bar office.

13 (c) Form. ~~While the award is not required to be in any particular form, it should, in~~
14 ~~general,~~The award must contain a description of the dispute, the findings, the award,
15 an a preliminary statement that consist of a preliminary statement reciting the
16 ~~jurisdictional facts, such as that~~ a hearing was held upon notice pursuant to a written
17 agreement to arbitrate, and that the parties were given an opportunity to testify and
18 cross-examine, ~~and shall include a brief statement of the dispute, findings and the~~
19 ~~award.~~

20 (d) Service on parties. The ~~Bar will mail or email panel or sole arbitrator shall render a~~
21 ~~written decision which shall be forwarded by the panel chairman or sole arbitrator to~~
22 ~~the Bar office, which shall then forward~~ the decision award to the petitioner and the
23 respondent.

24 (e) Client award – judicial confirmation. If the award favors the client, and the ~~attorney~~
25 lawyer fails to comply with the award within 20 days after the date on which a copy of
26 the award is mailed to the ~~attorney~~lawyer, the client may seek a confirmation of the

27 award in accordance with the Utah Uniform Arbitration Act but without further
28 assistance by the Bar.

29 (f) ~~Attorney-Lawyer~~ award – judicial confirmation. If the award favors the
30 ~~attorneylawyer~~, and the client fails to comply with the award within 20 days after the
31 date upon which a copy of the award is mailed to the client by the Bar office, the
32 ~~attorney-lawyer~~ may exercise his or her rights under the Utah Uniform Arbitration Act,
33 which provides for the judicial confirmation of arbitration awards but without further
34 assistance by the Bar.

35 (g) Modification of award by arbitrators.

36 (1) Upon motion of any party to the arbitrators or upon order of the court
37 pursuant to a motion, the arbitrators may modify the award if:

38 (A) there was an evident miscalculation of figures or description of a
39 person or property referred to in the award;

40 (B) the award is imperfect as to form; or

41 (C) necessary to clarify any part of the award.

42 (2) A motion to the arbitrators for modification of an award ~~shall~~must be
43 made within 20 days after service of the award upon the moving party. Written
44 notice that a motion has been made ~~shall~~must be promptly served personally or
45 by certified mail upon all other parties to the proceeding. The notice of motion
46 for modification ~~shall~~must contain a statement that objections to the motion be
47 served upon the moving party within ten days after receipt of the notice.

48 *Effective May 1, 2021.*