

STATUTORY GROUNDS FOR VACATING ARBITRATION AWARDS

Instructions: below are the CPLR and FAA grounds for vacating arbitration awards. As we learned in class, the four basic *statutory* grounds are **F**raud, **M**isconduct, **E**xceeding authority, or **B**ias. In your group, discuss in which “form” the grounds below mainly fall, and indicate your view by placing the appropriate letter in the “form” column. I have filled in the second one to get you started.

GROUND	CPLR	FAA (9 U.S.C.)	FORM
corruption in procuring award	7511(b)(1)(i)	10(a)(1)	
fraud in procuring award	7511(b)(1)(i)	10(a)(1)	F
undue means in procuring award	(silent)	10(a)(1)	
misconduct by arbitrator	7511(b)(1)(i)	10(a)(3)	
partiality or bias of arbitrator	7511(b)(1)(ii)	10(a)(2)	
arbitrators exceeding authority	7511(b)(1)(iii)	10(a)(4)	
arbitrators imperfectly executed powers (final/definite award not made)	7511(b)(1)(iii)	10(a)(4)	
failure to follow act, unless waived	7511(b)(1)(iv)	(silent)	
failure to grant a reasonable postponement request	(silent)	10(a)(3)	
failure to hear relevant evidence	(silent)	10(a)(3)	