



CONSTRUCTION DISPUTE RESOLUTION SERVICES, LLC
SPECIALIZING IN MEDIATION & ARBITRATION

PO Box 8029
Santa Fe, NM 87504

New Mexico: 505-473-7733
Fax Phone: 505-474-9061

Out of State: 888-930-0011
Email: cdrs@cdrsllc.com

Website: www.constructiondisputes-cdrs.com

GENERAL CONTRACTOR'S FAST TRACK AGREEMENT

To insure the continuance of the construction project with the least amount of lost time due to construction project disputes, the general contractor has retained the services of CONSTRUCTION DISPUTE RESOLUTION SERVICES (CDRS) to provide binding mediation or med-arb services on an expedited schedule and at a pre-negotiated fee and expense schedule.

PROCEDURES AND RULES

1. This Fast Track Agreement will be reviewed by CDRS and the General Contractor and its terms, fee schedule and expense reimbursements will be negotiated based upon the distance to the jobsite, complexity of the issues involved or other related matters. This negotiated fee and expense schedule will become part of this agreement.
2. The Agreement to Mediate and the Binding Mediation Addendum or the Med-Arb Addendum and this General Contractors Fast Track Med-Arb Agreement must be fully executed by the principal parties to the construction contract.
3. This Fast Track Agreement should be filled out by all new parties involved in the execution of the construction contract such as sub contractors after the principal parties have signed this Fast Track Agreement, the Binding Mediation Agreement or the Med-Arb Agreement. If possible, have as many subcontractors sign this Fast Track Agreement prior to their involvement in the construction project.
4. A Request for Dispute Resolution Services must be filled out for each fast track process that is requested. Either party may fill out and submit the Request for Dispute Resolution Services and the other party agrees to immediately participate in the dispute resolution process after proper notification.
5. CDRS, upon receipt of the properly executed Request for Dispute Resolution Services will assign a dispute resolution specialist, unless a mediator/arbitrator is specified in this Fast Track Agreement. CDRS will contact and notify the involved parties to schedule an immediate dispute resolution session at the involved parties convenience. If a jobsite visit is requested or required, the mediator/arbitrator will also schedule that jobsite visit.
6. Proper notification of the dispute resolution session shall be by telephone, fax or e-mail and does not need to be made by certified or registered mail.
7. Attorneys, witnesses or specialists are welcome to participate in the dispute resolution process; however, their participation is not mandatory.
8. All parties involved in the disputed item(s) shall share the cost of the fast track dispute resolution process equally unless a prior written agreement is in effect between the parties. Personal attorneys and witnesses or specialists are the direct responsibility of each party and their fees and expenses shall be the direct responsibility of the individual parties.

ACCEPTANCE

All parties signing this General Contractor's Fast Track Agreement acknowledge that they are fully aware of the binding mediation and/or med-arb process and agree to sign and be bound by the Settlement Agreement that will be executed by the parties involved in the dispute resolution process.

General Contractor _____ Date _____

Party(s) to Construction Contract _____ Date _____

Party(s) to Construction Contract _____ Date _____

Party(s) to Construction Contract _____ Date _____

Party(s) to Construction Contract _____ Date _____

Party(s) to Construction Contract _____ Date _____

Party(s) to Construction Contract _____ Date _____

Party(s) to Construction Contract _____ Date _____

Party(s) to Construction Contract _____ Date _____