

Employment – Dispute Resolution Clause

Dispute resolution. In the event of any dispute arising out of or relating to this Agreement or the breach thereof, the parties will use their best efforts to settle the dispute by direct negotiation. If the dispute is not settled promptly through negotiation, the parties will submit the dispute to mediation under the then-applicable Mediation Rules of the American Arbitration Association. The Employer will pay 80% of the cost of the mediator's fees and any administrative fee, and the Employee will pay 20% of such charges; the parties will otherwise bear their own expenses. Thereafter, any unresolved dispute arising out of or relating to this Agreement, or breach thereof, will be decided by binding arbitration in Boston, Massachusetts by a single arbitrator pursuant to the then-current Arbitration Rules of the American Arbitration Association, and judgment upon the Award rendered by the arbitrator may be entered in any court having jurisdiction thereof. The Employer will pay 80% of the cost of the arbitrator's fees and any administrative fee, and the Employee will pay 20% of such charges; the parties will otherwise bear their own expenses. The arbitrator will determine the arbitrability of the dispute if it is in controversy and will have the power to award any relief that a court could award under the circumstances.