

**BEFORE THE AMERICAN ARBITRATION ASSOCIATION
Commercial Tribunal**

Melissa Merson)	
)	
Claimant)	
)	
v.)	AAA No. 01-14-0001-6464
)	
USA Triathlon)	Case Management Order
)	
Respondent)	
)	

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Counsel for the parties hereto, Melissa Merson and the USA Triathlon, have reported that they have agreed that the pending matter is properly before this tribunal, thereby obviating the necessity of briefing the subject of the jurisdiction of the AAA to hear the complaint of Ms. Merson.

As a consequence, counsel for the parties are directed to agree upon a date for completion of Case Management Conference to take place no later than January 9, 2015.

As a result of a prior Case Management Conference and the aforementioned stipulation as to jurisdiction, this matter is presently organized as follows:

Present Status of the Dispute. The Arbitrator is in possession of the Complaint Form under Section 9 of the USOC ByLaws, dated June 27, 2014, and the attached correspondence and Exhibits 1 and 2.

Case Communications: The parties shall file documents, motions and briefs directly with the Arbitrator.

Possible Intervening Events: There do not appear to be any critical dates of which the Arbitrator should be aware, which might impact the rights of either Party during the next 6 months. If this status changes, counsel for the Parties are directed to inform the Arbitrator as soon as such change is discovered.

Unresolved at this time, are the following issues and should be prepared to address them at the next Case Management Conference prior to January 9, 2015:

Preliminary Communications and Stipulations: While the Parties have reached a stipulation as to jurisdiction of this tribunal, there has been no report as to whether they have been able to narrow the issues in the dispute.

Discovery Issues: Are there any potential issues regarding the exchange of information between the Parties, which should be brought to the attention of the Arbitrator?

Preparation Dates: Counsel should be prepared to agree upon a schedule of dates including close of information exchange, briefing of any disputes regarding information exchange, pretrial briefs, witness statements, argument, exhibits, and expert reports, if any are contemplated.

Hearing Date: Counsel should be prepared to discuss the anticipated length of a hearing, whether the hearing will be open or closed, whether testimony will be live or pre-recorded in video or transcript form, a hearing target date and the hearing location. In addition, counsel should be prepared to discuss whether there will be a need for translation of documents or simultaneous interpretation of witness testimony.

Additional Issues: Counsel should be prepared to bring to the attention of the Arbitrator any other issues which they believe may be relevant to this proceeding.



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Date: December 29, 2014