

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF _____

Petitioner,

-against-

Respondent.

AFFIDAVIT IN SUPPORT
OF MOTION TO CONFIRM
ARBITRATION AWARD

STATE OF NEW YORK)
) ss.:
COUNTY OF _____)

_____, being duly sworn, deposes and says:

1. I am an officer of the petitioner herein, and I submit this affidavit in support of petitioner's motion to confirm the arbitration award annexed as Exhibit "A" hereto.

2. On [date], the parties hereto entered into a written agreement for the sale of merchandise, a copy of which is annexed as Exhibit "B" hereto. Said agreement provides, in par. ___ thereof:
[recite arbitration clause]

3. Thereafter, when certain controversies arose between the parties as to the aforesaid agreement, the underlying disputes were submitted to arbitration before the American Arbitration Association in accordance with the arbitration clause set forth *supra*.

4. Thereafter, on [date], at a time and place designated, notice of which was given to both parties, the duly appointed arbitrators subscribed to their oath of office and proceeded to hear the proofs of the parties.

5. This hearing was adjourned from time to time to permit both parties sufficient time to submit their proofs. All such hearings were attended by the arbitrators and both parties to this proceeding.

6. The final hearing was held on [date], at which time both parties stated that they had no further testimony to offer and the hearing was closed.

7. Thereafter, on [date], after the arbitrators had completed their study of all the facts, circumstances, elements and proofs entering into the controversy submitted to them, and after they had considered all of the evidence and arguments submitted by the parties to said arbitration agreement, a majority of them, to wit, _____, _____ and _____, having come to a decision, made an award in writing duly acknowledged and dated _____ (see Exhibit "A" hereto).