# TABLE OF CONTENTS

Foreword

*Harold Coleman, Jr.*  
Senior Vice President, Mediator/Executive Director  
AAA-ICDR-AAAMediation.org

## SPECIAL AAA MEDIATION FOCUS

Momentum Makers and Impasse Breakers: Practical Mediation Tools  
*Lou Chang*

School Conflict De-escalation: A Coordinated Approach for Educators and SROs  
*Deborah Thompson Eisenberg*

When (and How) Should a Mediator Evaluate the Case?  
*Scott Gurney*

Title VII Mediation After #MeToo: The U.S. Department of Justice’s ADA Mediation Program as a Model for Mediating Workplace Sexual Harassment Claims  
*Debbie McElwaine*

Mediation in the Creation of Public Policy  
*Aaron Gottesfeld*

## ARTICLES

Best Practices for Effectively Submitting Your NYSI No-Fault Case  
*Kate Stillman*

The Use of Discovery in Arbitration: How the Practice of Discovery Serves the Goals of Arbitration  
*Austin O’Brien*
THE VIEW FROM EUROPE

What’s New in European Arbitration? 103

Stephan Wilske and Todd J. Fox
DISPUTE RESOLUTION JOURNAL

Web Site

The Dispute Resolution Journal (DRJ) is available through its Publisher, JurisNet, LLC at arbitrationlaw.com/journals.

Submission of Manuscripts

The American Arbitration Association® (AAA®) actively seeks articles of high quality addressing current issues in dispute resolution. For article contributions, please e-mail your submission to Greg Kochansky, Assistant Vice President, Publications and ADR Resources, American Arbitration Association, at KochanskyG@adr.org.

Manuscript submissions should be accompanied by an assurance that the article has not been previously published or accepted elsewhere or an explanation as to how this submission differs from that previously published (e.g., entails an excerpt from a previous publication or includes material not previously included). In circumstances where the article was published elsewhere, the appropriate permissions to reprint must be obtained by the author prior to submission.

Subscriptions

A subscription to the Dispute Resolution Journal comprises four (4) issues per year. Subscription rates can be obtained and registration completed through Juris, at subscriptions@arbitrationlaw.com or arbitrationlaw.com/journals. An online subscription to DRJ contains complete archival access to over 50 years of in-depth articles by leading practitioners and scholars cover the spectrum of ADR issues, emerging techniques and new applications of ADR processes in commercial and labor practice. Contributors are the foremost experts in areas such as international trade, business, commercial finance, labor relations, construction, the courts, insurance, employment, real estate, intellectual property, health care, computers and high tech.

Permissions

To request permission to reproduce any article or information contained in this journal, please contact JurisNet, LLC at editorial@jurispub.com.

ISSN 1074-8105 (Print) and ISSN 2573-606X (Online). For reference, this issue may be cited as Dispute Resolution Journal, Vol. 74, No. 2, JurisNet, LLC, Huntington, New York.

© American Arbitration Association and JurisNet, LLC 2019. All rights reserved under the U.S. Copyright Act. No part of this publication may be reproduced, reprinted, stored in a retrieval system, transmitted in any form or by any means, including but not limited to digital, electronic, mechanical, recording, or photocopying without prior written permission or a license permitting restricted use from the Publisher.