



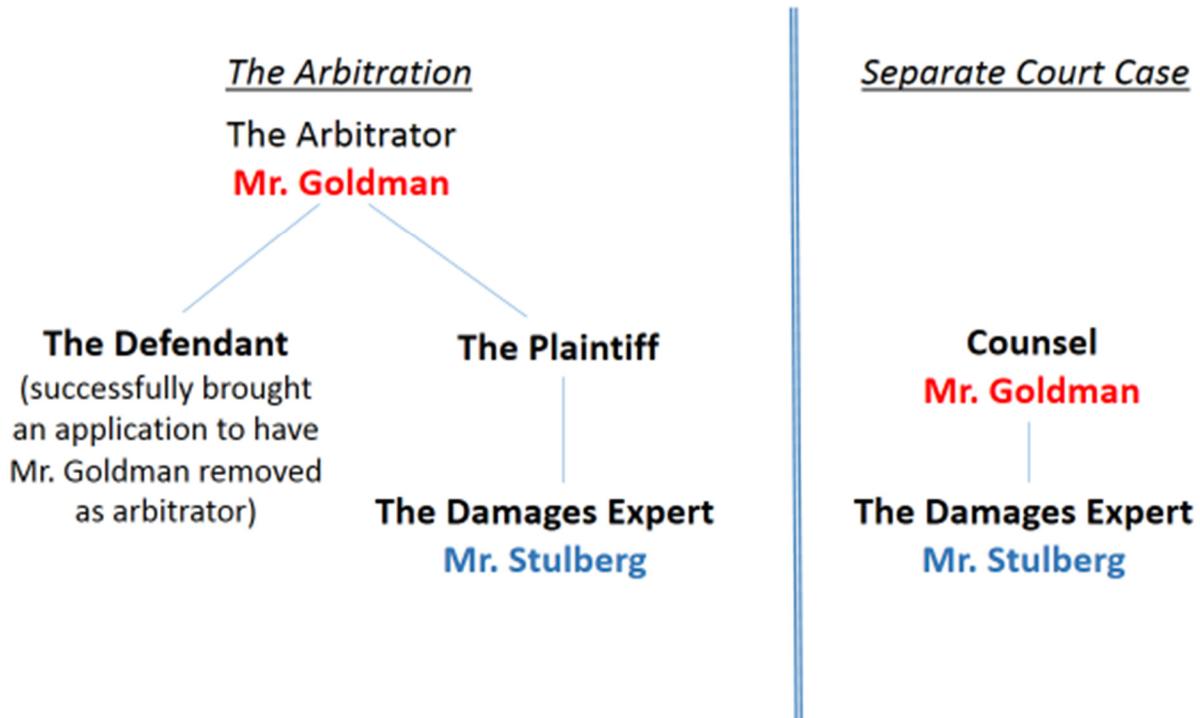
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Plaintiff's Choice of Damages Expert Derails Arbitration

In the course of an arbitration, with Mr. Goldman as the arbitrator, the plaintiffs chose Mr. Stulberg as their damages expert. In a separate court case, Mr. Goldman, as counsel, had retained Mr. Stulberg as his damages expert. Both cases involved the application of the Wishart Act. The defendants in the arbitration brought an application to have Mr. Goldman removed as the arbitrator, on the basis of reasonable apprehension of bias. The defendants were successful, and the court ordered that Mr. Goldman be removed as arbitrator of the arbitration. (2013 ONSC 5436 (CanLII))



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