

ROUND "A" EVALUATION FORM (2004 ED.)

Team Name: _____

(Opposing Team Name: _____)

Name of Referee: _____

Each evaluation item should be evaluated on a 6-point scoring system (minimum score 1, maximum score 6), based on an absolute evaluation, rather than a comparative assessment. Accordingly, if, for example, both teams have performed in an exceptional manner, both teams should be given 6 points. Evaluation scores must be expressed with whole numbers, giving a score between 1 and 6. (If you award half-points, the score will be recorded as the lower whole number; thus, for example, a score of 5.5 points would be treated as 5 points.)

The score should reflect the team's performance, and not your view of the result of the arbitration award (i.e., which team would have won the arbitration).

For the evaluation of the scores, the following suggestions may be helpful. An average performance should be awarded a score of 3.

6 points: Exceptional. Their performance matches that of business persons with at least 3 years' experience in business after having graduated from college. The performance was exceptionally good for students.

5 points: Excellent. Their performance matches that of business persons with 3 months to 6 months' experience in business after having graduated from college. Within top 10% level for students.

4 points: Fairly good as beginner business persons. Within top 11% to 25% level for students.

3 points: Average as beginner business persons. Just above average for students, falling within top 26% to 50%.

2 points: Very unsatisfactory as beginner business persons. Unsatisfactory

as students, falling within top 51% to 70%.

1 point: Disastrous, falling within the bottom 30%.

1. Logicality and Persuasiveness

General guidelines regarding Logicality and Persuasiveness:

Logicality and clarity of the arguments. Whether the explanation of law was persuasive. Whether the facts supporting the arguments were properly stated.

(1) ISSUE 1: Regarding the Termination of Distributorship Agreement by Red.

_____points (1)

Criteria of evaluation:

Whether the arguments were well founded. Whether there is inconsistency within arguments. Whether the arguments were persuasive. Whether false logic was used as an excuse. Whether the team missed important arguments that should have been raised.

(2) ISSUE 2: Purchase by Red from Brown of engines and suspension parts

_____points (2)

Criteria of evaluation:

Whether the arguments were well founded. Whether there is inconsistency within the arguments. Whether the arguments were persuasive. Whether false logic was used as an excuse. Whether the team missed important arguments that should have been raised.

(3) ISSUE 3: About the claim by Blue that Red should pay reasonable license fee

_____points (3)

Criteria of evaluation:

Whether the arguments were well founded. Whether there is inconsistency within the arguments. Whether the arguments were persuasive. Whether false logic was used as an excuse.

Whether the team missed important arguments that should have been raised.

(4) Whether opening statement and closing statement were well organized. _____points (4)

Criteria of evaluation:

Whether all important issues were covered. Whether the allocated time was used effectively. Whether statements were easy to understand and persuasive.

(5) Whether arguments and counter-arguments were persuasive. _____points (5)

Criteria of evaluation:

Whether arguments were persuasive. Whether counter-arguments got to the heart of the matter. Whether arguments and counter-arguments were within the bounds of common sense.

2. Attitudes, behavior and teamwork

(1) Attitude, behavior and manner of discussion _____points (6)

Criteria of evaluation:

Whether the player inadvertently gave way to his feeling. Whether there was a personal attack. Whether the player tried to address arguments to arbitrators. Whether player's attitude and use of words were decent.

Examples of reasons for deducting points:

Losing one's head. Acts of impoliteness. Unduly soft voice.

Examples of reasons for enhancing score:

Being calm. Quick and witty response.

(2) Teamwork _____points (7)

Criteria of evaluation:

Whether each member played his/her given role, coordinating efficiently with other team members.

3. Sufficiency of preparation _____points (8)

Criteria of evaluation:

Whether all team members have studied well the problem, rules and UNIDROIT Principles. Whether all team members have researched and understood well the relevant laws and facts.

4. Scoring of the Brief (x2) _____points (9)

Criteria of evaluation:

Whether well organized. Whether sentences are easy to understand and clearly written. Whether the arguments are persuasively supported by law and facts.

(Attention: Please double the 6 scale points in order to place greater weight on this item.)

Total score (1 ~ 9) = _____