

### CALIFORNIA STATISTICS - CONSUMER CASE INFORMATION

This report details the disposition of cases received by the Construction Arbitration Program for Homes (CAP-Home). All cases are arbitrations, CAP-Home does not administer mediation.

While some cases are by private agreements, most CAP-Home cases fall under the terms of a builder supplied warranty, which contains an arbitration clause. As such, these parties are demanding arbitration pursuant to a pre-dispute arbitration clause.

The nature of these disputes is residential construction.

In all instances, the parties are not required to use CAP-Home as the private arbitration company.

If known by CAP-Home Administration, this report includes the amount of the claim, whether equitable relief was requested or awarded, the amount of any monetary award, the amount of any attorney's fees awarded, and any other relief granted. If this information is not listed, it is because this was not reported and therefore not known by CAP-Home Administration. This is often the situation in disputes covered by warranty where the warrantor is expected to bring the product into compliance with established standards, rather than fulfill a monetary settlement.

Boxes containing an asterisk (\*) are explained in more detail below the spreadsheet

	Type of claim(s)	Builder I - Initiating Party R - Responding Party	# Cases / bldr in yr	Date Case Rcvd	Date Arb Assign	Claim Amount	Consumer Pre-vailed*	Hear- ing*	Attorney by either Party	Award \$ Relief	Assigned Arbitrator Mediator	Arbi- trator Fee	Arbi- trator Fee %	Date Case Closed
9	<b>2016</b>													
10	Contract	Std Pacific-R	1	10/12/15	10/12/15	36,417.00	N	D	Both*		Mark Risner	600	100-B	01/06/16
11														
12	<b>2015</b>													
13	Construction	RSM 8 LLC-R	1	02/02/15	02/10/15		Y-one item	P	Both*	Repair	Greg Rippetoe	32,836.90	100-B	12/21/15
14	Construction	Std Pacific - R	3	04/07/14	n/a		cancelled	n/a	Both*	cancelled	None assigned	-	-	07/02/15
15	Contract	Std Pacific - R	2	02/05/15	02/17/15	36,417.00	withdrawn	n/a	Both*	withdrawn	Kelly Fortin	450	100 - B	04/29/15
16	Construction	Std Pacific - R	1	12/05/14	02/05/15		cancelled	n/a	Builder	cancelled	Michael Gorman	-	-	04/08/15
17	Contract	Irvine Pacific - I	1	03/24/14	04/04/14	68,236.00	N	D	Builder		Mark Risner	600	100 - B	01/13/15
18	Construction	Bella Const. - R	1- A**	11/24/14	12/10/14		Y	D	Neither	Repair	Daniel Yamshon	600	100 - H	01/13/15
19														
20	<b>2014</b>													
21	Construction	Std Pacific - R	3	11/07/14	11/21/14		N	P	Builder		Peter Baccaro	300	50/50	12/10/14
22	Construction	Bella Const. - R	1	09/25/14	10/07/14		N	P	Neither		Mark Lopez	650	50/50	11/07/14
23	Construction	Std Pacific - R	2	11/15/11	01/30/12		withdrawn	n/a	Both*	withdrawn	Greg Rippetoe	2634.05	50/50	10/03/14
24	Contract	Std Pacific - I	1	08/01/14	08/12/14	98,687.00	withdrawn	n/a	Both*	withdrawn	Kelly Fortin	150	100-B	08/29/14
25	Construction	Bluff Creek - R	1	06/03/14	06/16/14		N	P	Neither		Bo McCarthy	300	50/50	8/5/14
26	Contract	Irvine Pacific- I	3	05/05/14	05/09/14	65,554.00	N	D	Both*		Althea Halchuck	600	100 - B	06/26/14
27	Contract	Irvine Pacific- I	2	04/18/14	04/25/14	20,285.00	withdrawn	n/a	Builder	withdrawn	Leonard Levy	300	100-B	06/02/14
28	Contract	Irvine Pacific- I	1	02/28/14	04/08/14	22,830.00	N	D	Builder		Daniel Yamshon	600	100 - B	05/09/14
29														
30	<b>2013</b>													
31	Contract	Std Pacific- I	2	11/19/13	11/20/13		withdrawn	n/a	Builder	withdrawn	Daniel Yamshon	916.67	50/50	02/20/14
32	Contract	Irvine Pacific- R	1	11/18/13	12/17/13	40,248.00	N	D	Builder		Kelly Fortin	600	100 - B	01/29/14
33	Construction	Std Pacific- I	1	10/24/13	11/22/13		N	P	Builder		Bo McCarthy	300	50/50	03/11/14
34														
35	<b>2012</b>													
36	Construction	MBK Homes- R	1	10/29/12	11/07/12		N	P	Builder		Bo McCarthy	300	50/50	12/10/12
37	Contract	Std Pacific- I	3	06/22/12	09/25/12	46,590.00	N	P	Both*		Laura Miles	600	100 - B	10/23/12
38	Construction	Wm Lyon Homes- R	1	06/18/12	08/14/12		Y	P		Repair	Kevin Runge	350	50/50	10/04/12
39	Construction	Std Pac- R	2	05/24/12	08/28/12		withdrawn	n/a	Both*	withdrawn	Bo McCarthy	300	50/50	11/08/13

40	Construction	Std Pac- R	1	05/24/12	08/28/12		withdrawn	n/a	Both*	withdrawn	Bo McCarthy	300	50/50	11/08/13
41	Construction	McKim II- R	1	04/30/12	06/08/12		N	P			Lincoln Mortensen	990	50/50	07/05/12
42														
43	<b>2011</b>													
44	Contract	K-Hovanian- R	1	10/03/11	12/13/11		Y	D		Repair	Daniel Yamshon	600	50/50	01/10/12
45	Contract	Std Pacific- I	1	05/24/11	05/25/11	146,324.00	Y	P	Both*	20,591.00	Mark Risner	600	50/50	11/22/11
46	Construction	Wm Lyon Homes- R	1	01/07/11	01/07/11		N	P	Builder		Rippetoe	3960	50/50	06/29/11

\* Consumers were considered to have prevailed if all or a portion of the requested relief was awarded

\*A - appeal of previous decision

\*n/a - no hearing held

D - documents only review

P - In-person hearing

\*Line 9 - Consumer attorney - Allan Perry, Law Offices of Allan E. Perry

\*Line 13 - Consumer attorney - Steven Rader, Woodruff, Spradlin & Smart

\*Line 14 - Consumer attorney - Kyle E. Lakin, Esq., Peters & Freedman, L.L.P

\*Line 15 - Consumer attorney - Allan Perry, Law Offices of Allan E. Perry

\*Line 23 - Consumer attorney - Robert Throckmorton, Tomassian, Throckmorton & Inouye, LLP

\*Line 24 - Consumer attorney - Jerry Dagrella, Dagrella Law Firm, P.C.

\*Line 26 - Consumer attorney - Diane Chan, Chan & Associates, PLLC

\*Line 37 - Consumer attorney - Stephen Lamb, Attorney at Law

\*Line 39 - Consumer attorney - Ilene Kurtzman, Chulak & Associates

\*Line 40 - Consumer attorney - Ilene Kurtzman, Chulak & Associates

\*Line 45 - Consumer attorney - Mark Hiller, Law Offices of Mark A. Hiller & Associates