



AMERICAN ARBITRATION ASSOCIATION®

2024 ANNUAL NO-FAULT PANEL REPORT

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# MINNESOTA

## NO-FAULT ARBITRATION

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A REPORT TO THE MINNESOTA SUPREME COURT  
AND NO-FAULT STANDING COMMITTEE

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ROSEVILLE, MN 55113

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# EXECUTIVE SUMMARY

Pursuant to Rule 10(a) of the Minnesota Rules of No-Fault Arbitration Procedure (No-Fault Rules), No-Fault Arbitrators are required to recertify on an annual basis. Recertification is a self-certification process.

In 2023, the recertification process began on November 7, 2023 and concluded on January 2, 2024. At the commencement of this process, there were 347 arbitrators on the Minnesota No-Fault Arbitrator Panel that were subject to the 2024

recertification process. At the conclusion of the recertification process, the American Arbitration Association® (AAA®) received 316 completed recertification forms, which was a return rate of 91%.

In addition, the No-Fault Standing Committee approved 11 new arbitrators to serve on the panel.

The following report provides a snapshot of the Minnesota No-Fault Panel as of January 1, 2024, as well as a comparison to the previous years.

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# PANEL QUALIFICATIONS

Qualifications to serve on the Minnesota No-Fault Panel are governed by Rule 10 of the Minnesota Rules of No-Fault Arbitration Procedure.

# 2018-2024 PANEL COMPARISON

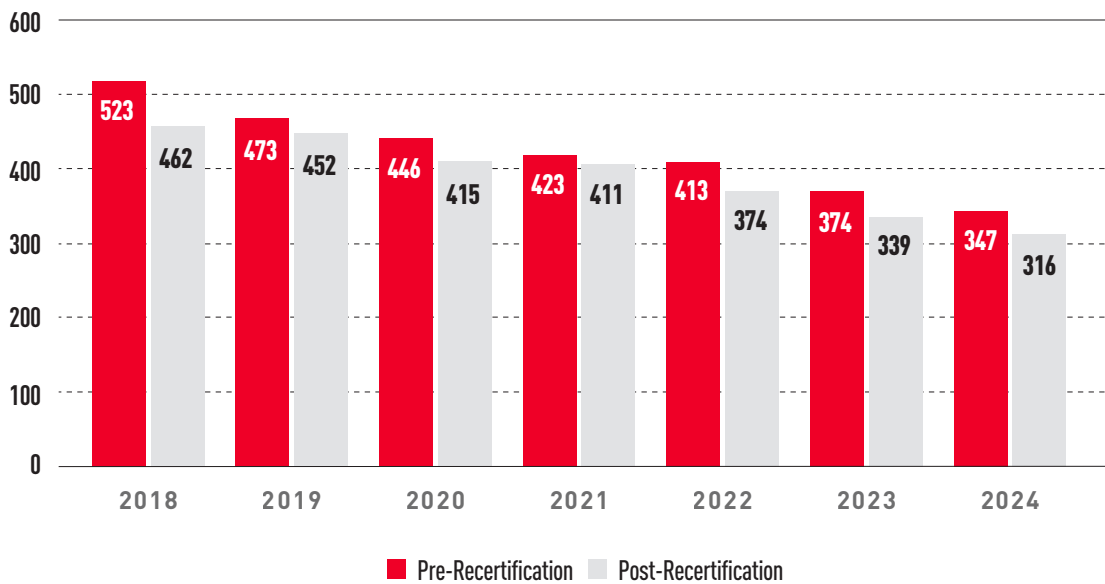
The total number of no-fault arbitrators continually changes throughout the year, as new arbitrators are added to the panel and others retire or change practice. Therefore, for reporting purposes, the AAA captures the total number of arbitrators each year at the beginning of the annual recertification process.

Please note that this data does not include new arbitrators approved after January 1, 2024.

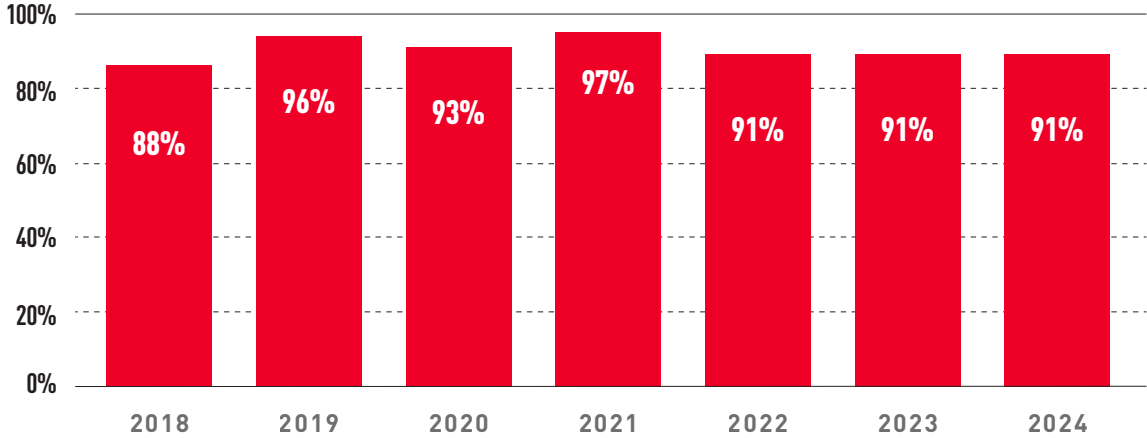
As of January 1, 2024, there were 316 returning arbitrators and 11 new arbitrators certified to serve on the Minnesota No-Fault Panel.

**Table 1: 2018-2024 Comparison of Panel Size**

The following table provides a side-by-side comparison of the percentage of arbitrators on the No-Fault Panel that recertified between 2018 and 2024.



**Table 2: 2018-2024 Retention Percentage**



# NEW ARBITRATORS

Applications to serve on the No-Fault Panel are submitted to the No-Fault Standing Committee for review and approval by the Committee on a quarterly basis. Upon approval, applicants are permitted to serve as no-fault arbitrators on a conditional basis pending the approval of the Minnesota Supreme Court. Applicants approved by the Committee are provided to the Court for approval on an annual basis.

The chart below illustrates the number of new arbitrators approved by the Minnesota Supreme Court 2018 through 2023.

**Table 3: 2018-2023 New Arbitrators**

Year	Number of New Arbitrators
2018	21
2019	17
2020	9
2021	7
2022	5
2023	11

So far in 2024, the No-Fault Standing Committee has conditionally approved 1 new arbitrator to serve on the Minnesota No-Fault Panel.

# RECERTIFICATION REQUIREMENTS

Rule 10 of the No-Fault Rules requires that arbitrators recertify each year, confirming at the time of recertification that they continue to meet the qualifications to serve on the Panel.

There are three different qualification types under which an arbitrator may recertify. These qualification types are as follows:

**Table 4: Arbitrator Qualification Types**

Type	Rule	Requirements
Active	10(a)	At least one-quarter, based on a five year average, of attorney's practice is with auto insurance claims
Inactive	10(a)	An attorney not actively representing clients and who maintains an ADR practice where one-quarter, based on a five year average, of the practice is with motor vehicle claims or no-fault matters
Retired or Change of Practice	10(c)	An arbitrator who has been certified and has met the requirements of 10(a) for the past five years but becomes ineligible under 10(a) due to retirement <sup>1</sup> or change of practice may continue to seek certification for up to five years from the date of practice change.

In addition, Rule 10 requires that all arbitrators complete at least three CLE hours on no-fault issues during their reporting period.

<sup>1</sup> On November 26, 2019, the Minnesota Supreme Court amended Rule 10(c) to remove the five-year limitation on service for those who retire from their law practice, as long as they continue to meet all other qualifications under Rule 10(c). The amended rule became effective on February 1, 2020.

# RULE 10(A) “ACTIVE”: ATTORNEY REPRESENTING CLIENTS IN AUTO INSURANCE CLAIMS

The AAA received 278 recertification forms in which arbitrators certified as “Active” attorneys under Rule 10. Pursuant to Rule 10(a), No-Fault Arbitrators who actively represent clients must maintain a legal practice of at least one-third in auto insurance claims.

The following graph illustrates a breakdown of the type of clientele arbitrators who have recertified under Rule 10(a) “Active” primarily represent in their legal practice. Primary practice is determined by a 51% majority.

## Rule 10(a) “Active” Demographics

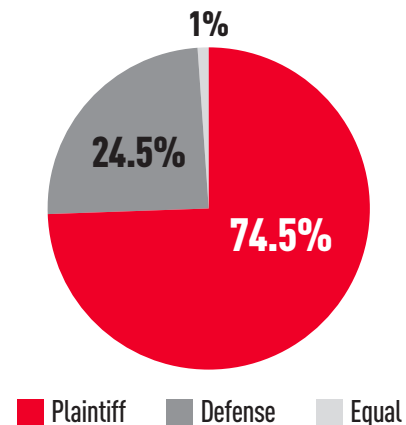
The data below reflects responses from arbitrators during the 2023 recertification process.

**Plaintiff Practice:** The AAA received 207 forms from arbitrators who reported that the majority of their practice consisted of 51% or more in plaintiff work.

**Defense Practice:** The AAA received 68 forms from arbitrators who reported that the majority of their practice consisted of 51% or more in defense work.

**Equal Practice:** The AAA received three recertification forms from arbitrators who reported an equal plaintiff and defense legal practice.

**Table 5: 2024 Breakdown of Rule 10(a) “Active” Arbitrators**



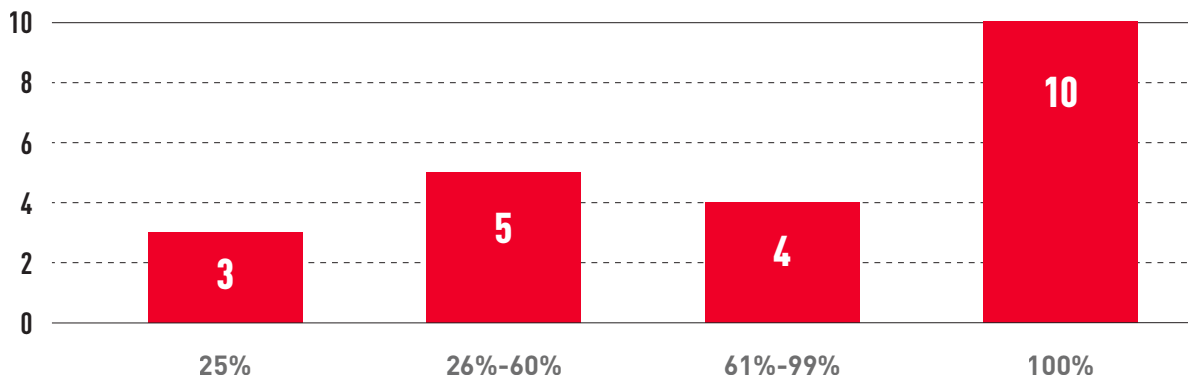


# RULE 10(A) “INACTIVE”: ATTORNEY NOT REPRESENTING CLIENTS

The AAA received 22 recertification forms in which arbitrators certified as “Inactive” with an ADR practice.

The following graph demonstrates what percentage of their ADR practice is dedicated to motor vehicle claims and/or no-fault matters.

**Table 6: 2024 Percentage of Rule 10(a) “Inactive” Arbitrators’ Practice in Motor Vehicle/No-Fault Matters**



## **RULE 10(C):** CHANGE OF PRACTICE OR RETIRED ATTORNEY OR JUDGE

The AAA received 27 recertification forms in which arbitrators certified under Section 3 of the recertification form. An arbitrator may recertify under this section if their practice has changed and they no longer qualify under Rule 10(a) or if they have retired from their legal practice.

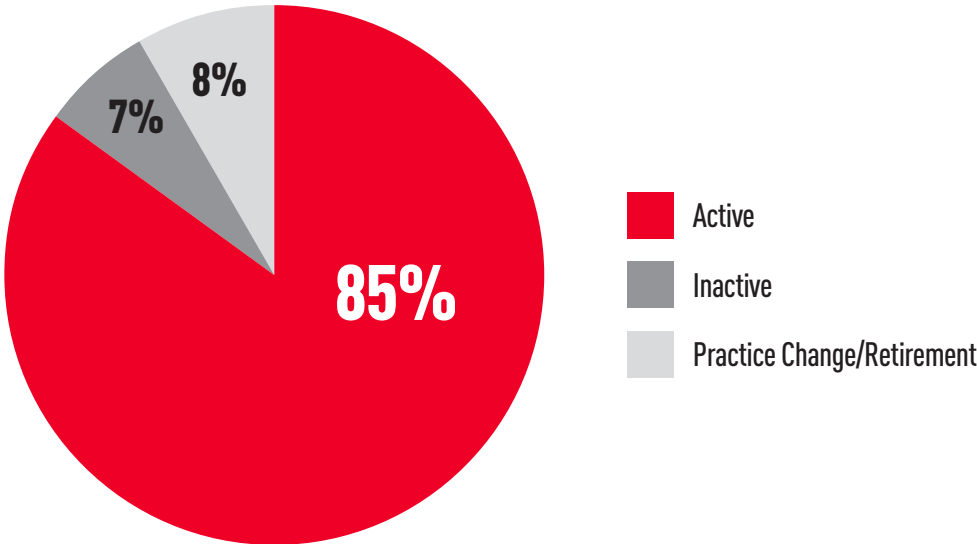
**Table 7: 2024 Breakdown between Retirement and Change of Practice**

Type of Change	Number of Arbitrators
Change of Practice	16
Retirement	10
Undisclosed	1

# 2024 PANEL BREAKDOWN

The demographics below provide a snapshot of the Panel make-up across all three recertification types.

**Table 8: 2024 Panel Breakdown by Qualification Type**



Recertification Type	Number of Arbitrators
Active	278
Inactive	22
Practice Change/Retirement	27

# PANEL DIVERSITY

The AAA is committed to the growth of diversity, equity, and inclusion within the alternative dispute resolution (ADR) field. We believe diverse ideas, backgrounds, and experiences improve decision-making and increase public trust in the process.

As of January 1, 2024, the Minnesota No-Fault Panel was comprised of 73 diverse arbitrators, which is 22% of the Panel. Of those who self-identified as diverse, 59 were women, while 14 men also identified as diverse. Currently, there are 66 arbitrators who have elected not to self-identify.

**Table 9: 2018-2024 Panel Diversity Percentage Comparison**

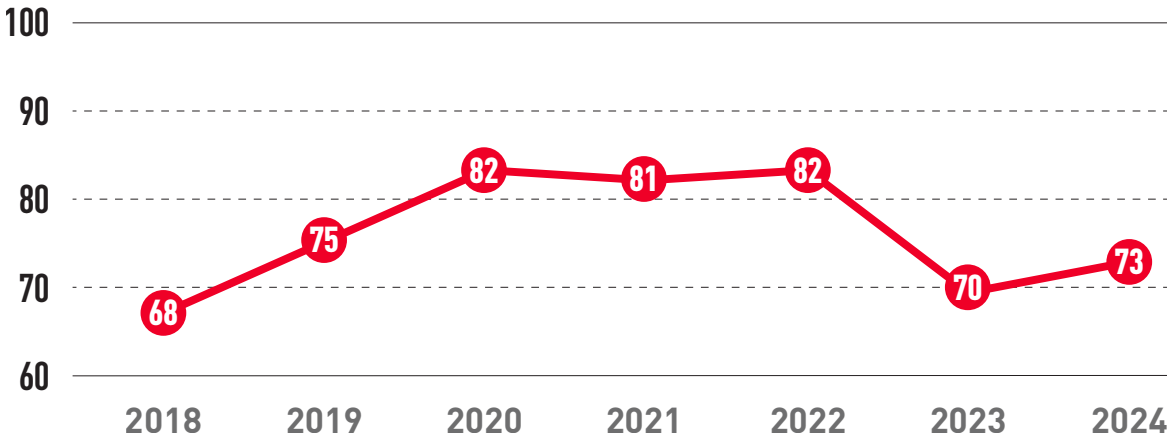
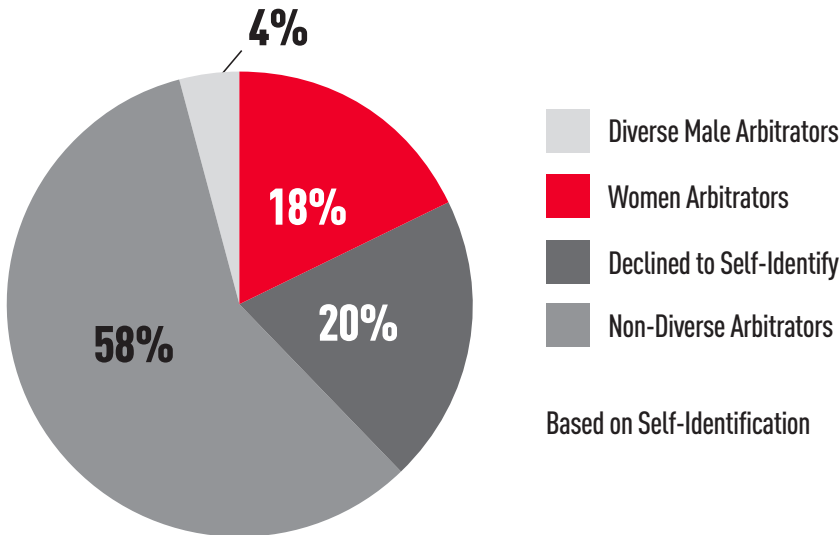


Table 10: 2024 Panel Breakdown by Diverse Arbitrators

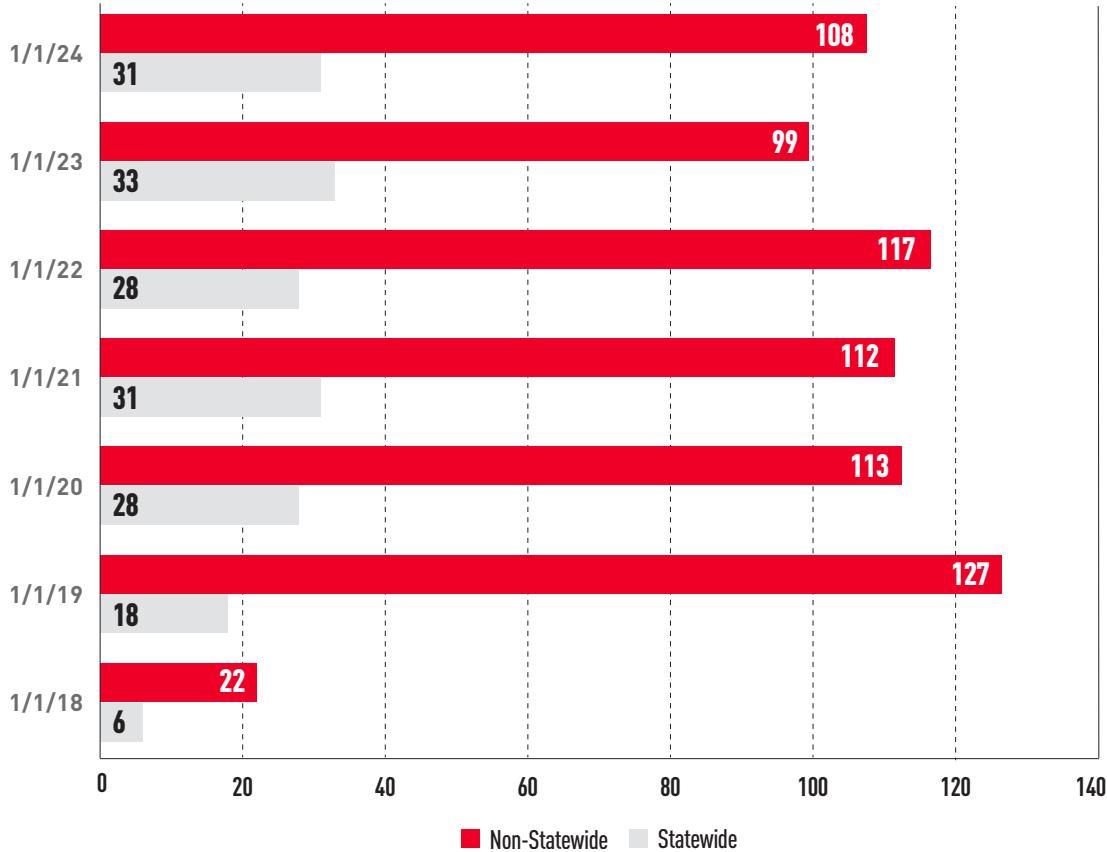


# TRAVELING ARBITRATORS

A Traveling Arbitrator is an arbitrator who has volunteered to serve on cases in areas outside of where the arbitrator may live or work. The purpose of a Traveling Arbitrator is to ensure a no-fault arbitrator is accessible to hear claims throughout the entire State of Minnesota. It also serves to expand outstate pools in order to promote a greater choice of arbitrators for parties.

Currently, there are 139 arbitrators who have volunteered to serve as Traveling Arbitrators. Of those, 31 have volunteered to serve statewide. In all, **43% of arbitrators on the No-Fault Panel volunteer to travel.**

**Table 11: 2018-2024 Comparison of Traveling Arbitrators**



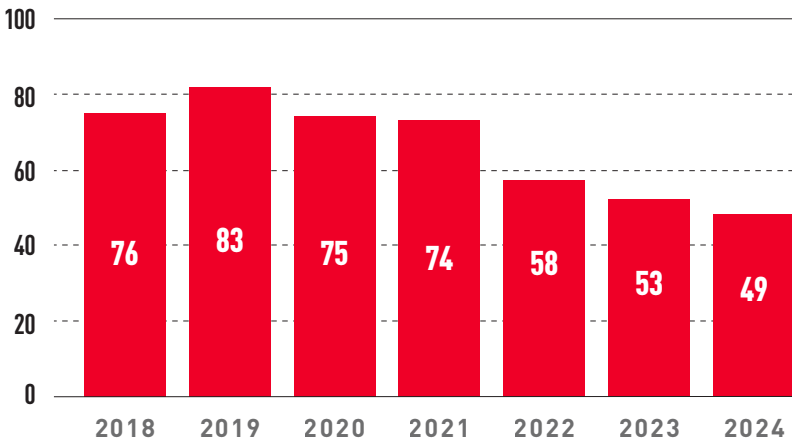
# OUTSTATE ARBITRATORS

An Outstate Arbitrator is defined as an arbitrator whose office is located outside of the seven county metro, which includes the following counties: Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

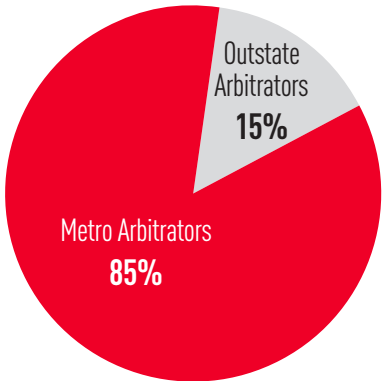
The following table provides a side-by-side comparison of the number of Outstate Arbitrators from 2018 through 2024.

As of January 1, 2024, there were 49 arbitrators who recertified from Outstate Minnesota, comprising 15% of the overall Panel.

**Table 12: 2018-2024 Comparison of Outstate Arbitrators**



**Table 13: 2024 Breakdown of Outstate vs. Metro Arbitrators**



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## CONTACT US

Please feel free to contact us if you have any questions.

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