

**UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT**

Form 7. Mediation Questionnaire

Instructions for this form: <http://www.ca9.uscourts.gov/forms/form07instructions.pdf>

9th Cir. Case Number(s) 21-16642

Case Name Jones Day v. Orrick Herrintgon & Sutcliffe LLP, et al.

**Counsel submitting
this form**

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**Represented party/
parties**

Appellant Jones Day

Briefly describe the dispute that gave rise to this lawsuit.

Jones Day filed the action below to enforce arbitration summonses issued to appellees after appellees refused to comply. Appellees are not parties to the arbitration.

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Briefly describe the result below and the main issues on appeal.

The district court denied enforcement of the summonses on the ground that it lacked authority to enforce under 9 U.S.C. section 7, which the court interpreted as requiring that the enforcement action be filed in the district designated as the place of the arbitration rather than the district in which the witnesses were summoned to appear. The main issue on appeal is whether the court correctly interpreted 9 U.S.C. section 7. Appellees have also indicated that they intend to challenge the existence of subject-matter jurisdiction and perhaps raise other arguments against enforcement.

Describe any proceedings remaining below or any related proceedings in other tribunals.

The district court's order finally resolved the summons enforcement action below and no further proceedings remain in the court below. The underlying arbitration from which the summonses were issued is ongoing. Jones Day has filed a motion to expedite the briefing and hearing of the appeal.

Signature

Date

(use "s/[typed name]" to sign electronically-filed documents)