



GREEN PLEDGE MILESTONE



Throughout the month of April marked by Earth Month, the global community focused its attention on its efforts to be more conscious of our environmental impact.

At CGA, we celebrate yet another milestone for the Campaign with the **fifth year anniversary of the Green Pledge**.

In this context, we are delighted to present the fifth edition of our newsletter, showcasing CGA's continued expansion and efforts both globally and regionally toward greener practices within the international arbitration community.

This year also marks the start of a new term for the CGA Board. **Lucy Greenwood**, founder of the Campaign for Greener Arbitrations, has stepped aside as President of the Global Steering Committee and continues to serve in an advisory capacity. **Christine Falcicchio** (*Sopra Legal*) and **Cherine Foty** (*Covington & Burling*) serve as Global Co-Chairs of the Steering Committee for the 2024-2026 term. Meet the rest of our new Global Steering Committee and Regional Committee Chairs inside this newsletter.

CGA is also thrilled to announce that **CGA's India Regional Committee** is joining us as our newest regional committee. We are more determined than ever to keep expanding and promoting the CGA's values and mission worldwide, and thereby reduce the carbon footprint of our industry.

“CGA began its green campaign in India from the Western Indian State of Gujarat as an ESG Partner. We set the tone that arbitrations should not only resolve disputes, but also reflect our commitment to environmental stewardship, for a greener future and a responsible legal profession that shall enable an Aatmanirbhar Bharat with greener and scalable solutions.” –**Abinash Barik**, India Co-Chair

Welcome to the fifth edition of the CGA Newsletter marking the Green Pledge's fifth-year anniversary.

Read on for news on the Campaign's current initiatives, upcoming events, climate facts and general news from our regional and global efforts toward greener practices in the international arbitration community.

IN THIS ISSUE:

- Paris Arbitration Week
- Student Outreach
- CGA Caribbean
- Meet Zoltán Novák
- Upcoming Events
-and more!

A MESSAGE FROM OUR FOUNDER



Lucy Greenwood

International Arbitrator

**Founder of the
Campaign for
Greener Arbitrations**

For me, April is not the “cruellest month”, it is the month in which Earth Day falls, when we celebrate our efforts in the sustainability space, looking back as well as looking forward. I have been doing a fair bit of both recently as I prepared to hand over the presidency of the campaign to Cherine and Christine.

It was illuminating to look back at a couple of blog posts I wrote back in 2019 and 2020, not only at the post that launched the Green Pledge – A Zero-Impact Arbitration? Let’s talk – which began “As an arbitration community, we have talked a lot about how we might arbitrate climate change issues. We have not spent the same amount of time talking about how as a community we might address climate change” – a comment that certainly cannot be made now – but also at others, including 1999 called and wants its Procedural Order back and We have Flight Pride when we should have Flight Shame which give an insight into my concerns about the way the arbitration community seemed to be unconcerned about the environment at this time.

As I re-read the posts I was struck by how much the arbitration has changed in the intervening years. Thanks, largely, to the incredible work done by the Green Protocols team, there is no excuse now for Procedural Order No.1 to look like it was drafted in the last century.

There is a strong sense that parties, counsel and arbitrators are more aware of the impact their professional lives have on the environment, not just their personal lives, and there is an enthusiasm and support for the CGA that I would not have believed possible when I first mooted the idea that the arbitration community should come together to try and address its colossal carbon footprint.

Of course there is still much to do, particularly with regard to accurately monitoring the environmental impact of our practices. Over the years, the CGA has been acutely conscious of the challenges of accurately assessing our carbon footprint and I am hopeful that the new Innovation and Policy Task Force can move the needle in this area. Yet there is also much to celebrate: a global awareness and discussion of ESG issues, practical and policy discussions about climate change, and, most importantly, individuals taking concrete actions on a daily basis to reduce their impact on the environment.

Five years have elapsed since the Green Pledge was launched and four since the CGA was launched on Earth Day 2020. Unfortunately, that means we are closer to a tipping point for our environment. As members of the arbitration community, we are in a privileged position. Now is the time to use that position to influence change, both in our practices and, where we can, in policy.

***It was John F. Kennedy who said “time and the worlds do not stand still. Change is the law of life and those who look only to the past or the present are certain to miss the future.”
Time and worlds don’t stand still. And we can’t either.***

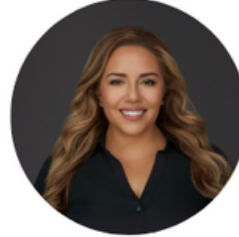


MEET THE CGA GLOBAL STEERING COMMITTEE CHAIRS

Visit our [website](#) for more information on our Global Task Forces and complete list of members.

GLOBAL STEERING COMMITTEE

2024 - 2026



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Sopra Legal
Global Co-Chair



Cherine Foty
Covington & Burling LLP
Global Co-Chair



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International Arbitrator &
Founder of The Campaign for
Greener Arbitrations
Advisory Council



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Maxwell Chambers
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Sarah Peloux
Signature Litigation
Marketing & Content
Co-Chair



MEET THE CGA REGIONAL COMMITTEE CHAIRS

Visit our [website](http://www.greenerarbitrations.com) for more information on our Regional Committees and complete list of members.

REGIONAL COMMITTEES

2024 - 2026



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Freshfields
Africa Co-Chair



Abayomi Okubote
Africa Arbitration Academy
Africa Co-Chair



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Hamza Nizam Kazi
Jaffer
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Olivier Andre
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Glenn Gibson
BLG
North America Co-Chair



Paris Arbitration Week

Cycling Challenge



Kicking off Paris Arbitration Week on a strong sustainability note, the Campaign for Greener Arbitrations was delighted to cheer on 11 members of the arbitration community who cycled 400km from London to Paris for the conference. Our founder, Lucy Greenwood, was at the start to wave them off joined by Pip the dog, the CGA's official canine mascot! 🐾

The aim of the inaugural #CycletoPAW, co-founded by CGA supporters Opus 2 and Arbitra International, and aided by Club Peloton, was to raise money for charities transforming young lives, and in doing so also raise awareness for the CGA and The Green Pledge.

Congratulations to the fearless bikers for taking up the challenge for such worthy causes and their outstanding green performance! We are grateful to them for leading by example and to the ride's supporters, GAR, IDRC, CIArb and Careers in Arbitration, who helped spread the message.

Whilst you may not be able to cycle to your next hearing, the ride demonstrates that concrete actions and a joint effort to adopt more climate-friendly behaviours, whether in your mode of travel or the conduct of your proceedings, can go a long way to reduce the environmental impact of international arbitration.



Paris Arbitration Week

Green Walk



Just like Green philosophers, we believe at the CGA in the synergies between walking and creative thinking. On 21 March, on the occasion of the beginning of Spring, the CGA partnered up with the Scottish Arbitration Centre for a joint Green Walk. As part of this event, CGA leaders Andrew Mackenzie, Tara Braulotte and Charlotte Matthews led a Sustainability Walk in the Jardin des Tuileries in which our participants were asked to reflect on what sustainability measures they could implement in their daily practices. The following proposals were shared by our participants:

- The organization of in-person hearings should consider where hearing participants are based. Hearings should be organized in places in which the most people can access by train, so that flying, if necessary, is reduced to the strict minimum.
- Paper hearing bundles are a thing of the past and should no longer be used.
- Printing can be avoided and note-taking can be leveled up by using the right technology (e.g. by using Remarkable tablets).
- We should no longer buy plastic water bottles, but use reusable bottles instead!





CAMPAIGN FOR
**GREENER
ARBITRATIONS**

www.greenerarbitrations.com

APRIL 2024 Edition
Vol. 05

Paris Arbitration Week

Decarbonization, Deforestation and Due Diligence

The poster features the DAW (Dispute Arbitration Week) logo in the top left and the Greener Arbitrations logo in the top right. The main title is 'DECARBONIZATION, DEFORESTATION AND DUE DILIGENCE' in large green letters. Below it, the subtitle reads 'Synergies Between Europe's ESG Regulatory Measures and Sustainability Efforts in Arbitration'. The central graphic shows a green globe with a bar chart rising from the top. At the bottom, four circular portraits of the panelists are displayed: Cherine Foty, Eleonore Caroit, Hannah Edmonds-Camara, and Jessica Crow. The bottom left corner includes the Linklaters LLP address: '25 RUE DE MARIGNAN, 75008 PARIS'. The bottom right corner shows the date and time: '20 MARCH 2024 2:30 PM'.

On 20 March, the CGA organized a panel on "Decarbonization, Deforestation, and Due Diligence: Synergies Between Europe's ESG Regulatory Measures and Sustainability Efforts in Arbitration" at the Linklaters Paris office. The panel was led by CGA Global Co-Chair Cherine Foty, Jessica Crow, Co-Chair for Innovation and Policy, ESG expert Hannah Edmonds-Camara, and the French Member of Parliament Eleonore Caroit.

This event constituted a fascinating and informative dive into current and upcoming regulations and steps being taken by France, the EU, companies and practitioners toward sustainable practices and the reduction of greenhouse emissions.

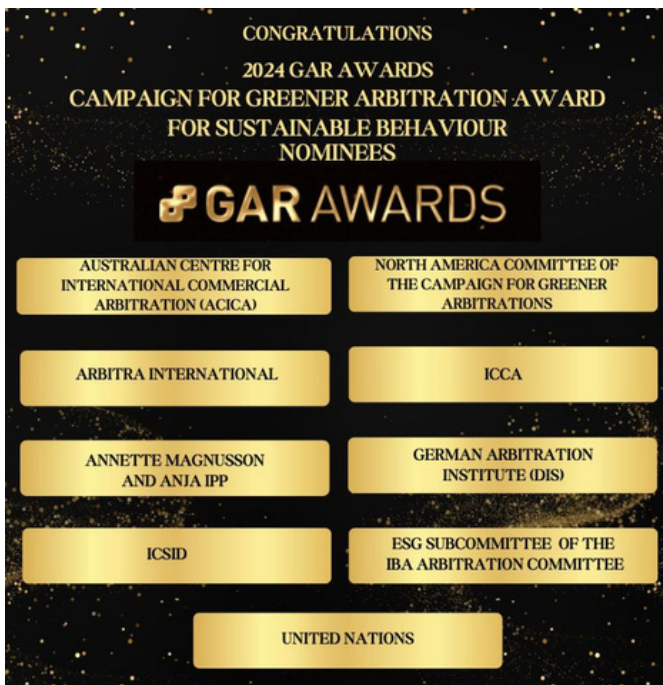
It was also quite fitting for this all female panel to be hosted during Women's History Month!





Paris Arbitration Week

GAR Awards 2024



The 2024 GAR Awards were held on 21 March at Hôtel Du Collectionneur in Paris. On this occasion, CGA Global Co-Chair Cherine Foty presented the Campaign for Greener Arbitrations Award for Sustainable Behaviour in a video and announced the name of the winner of the 2024 Award, ICCA. ICCA was nominated for its achievements in convening a Panel of Experts to develop and promote a proposed draft conciliation annex for the Paris Agreement. The Panel is comprised of experts from private practice, judiciaries, governments, arbitral institutions, academia, and international organizations. Annette Magnusson (Climate Change Counsel) and Catherine Amirfar (Debevoise & Plimpton) co-chair this panel. Congratulations to ICCA on its well-deserved win! We look forward to the ICCA Panel's work on the annex. We also recognize the contributions of the shortlisted nominees:

- The Australian Centre for International Commercial Arbitration (ACICA)
- The North America Committee of the Campaign for Greener Arbitrations
- Arbitra International
- International Council for Commercial Arbitration (ICCA)
- Annette Magnusson and Anja Ipp
- German Arbitration Institute (DIS)
- International Centre for Settlement of Investment Disputes (ICSID)
- ESG Subcommittee of the IBA Arbitration Committee
- United Nations



Student Outreach

Fordham International Law Association



As the CGA launches a new focus on law student involvement in the Campaign's mission, our newly formed **Outreach & Events Task Force** is developing a student outreach program led by Björn Arp, Co-Chair of the Task Force and Fellow and Adjunct Faculty Member at the American University Washington College of Law Center on International Commercial Arbitration.

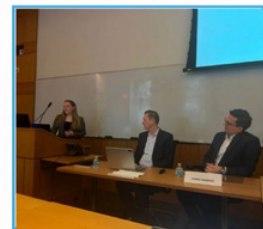
On February 21, the Fordham International Law Association (FILA) hosted CGA North America Co-Chair Olivier André and Senior Associate Pedro Ramirez from Freshfields Bruckhaus Deringer for an insightful lecture on the Campaign for Greener Arbitrations: The Green Pledge, co-sponsored by the Leitner Center for International Law and Justice. Following this event, FILA stated how inspiring it was for the students to discover how they can contribute

to shaping the future of international arbitration by applying the impressive rules and guidelines already in place.



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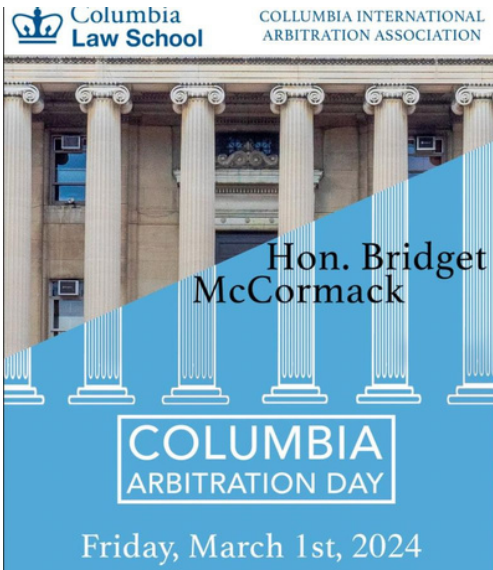
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Student Outreach

Columbia Arbitration Day



The North America Regional Committee was proud to be a supporting entity for Columbia Arbitration Day, which is the Columbia International Arbitration Association's (CIAA) largest annual event and one of the premier international arbitration conferences in the country. The theme of this year's Columbia Arbitration Day was The New Era of International Arbitration: a User Guide and took place on 1 March 2024.



The CGA was pleased to announce that the conference was inspired by the Green Protocol for Arbitration Conferences developed by the Campaign for Greener Arbitrations: The Green Pledge.

Are you a current law student interested in joining CGA?

CGA is seeking Student Members. We are building a global team of student rapporteurs to liaise with our Global Steering Committee Task Forces and Regional Committees. Contact us today for an opportunity to gain hands-on experience, network with like-minded arbitration stakeholders and participate in this collaborative effort towards a greener future.

Email us today to express your interest.





Regional Spotlight: CGA Caribbean

Focus on the Bahamas

The Bahamas is a country of 700 islands and cays situated in the Atlantic Ocean just off the coast of Florida State, USA. Eighty percent of the Commonwealth of the Bahamas is within three feet (or 1 meter) of mean sea level which has risen over the past 100 years by 1 foot (or 0.3 meters). This has been exasperated by the tropical storms and severe hurricanes which have caused significant damage to our ecosystems, shorelines and vegetation; not withstanding the significant loss of lives and property. The Bahamas has a goal to reduce GHG emission of 30% in order to address climate change from a mitigation and adaptation perspective and have put in place plans and strategies to achieve this.

During the past two years, the Prime Minister of the Bahamas has become one of the more prominent speakers internationally on climate change and has addressed the severe effects of carbon emissions by the larger countries and its devastating effects on our marine environment, vegetation and rising sea levels. Our country's rock is made out of limestone and the water table is very high, thus any excessive rainfall from storms creates massive flooding island wide especially in the capital of the Bahamas. However, being a small nation, there is little we can do to combat what larger countries such as the U.S., China and other large nations are doing to damage the planet.

One of the initiatives the Bahamas is working on through a private organization called Coral Vita, is to try to restore coral reefs which are being destroyed by an alarming rate by rebuilding ecosystems that cannot sustain these devastating storms.

The Campaign's Regional Committees work toward raising awareness, education, and achieving concrete action from stakeholders and supporters in their specific regions.

In this issue we invite you to get to know our leaders for the

CARIBBEAN REGION

(2024-2026)

Led by:



Dancia Penn



Tanya Goddard



Nicolette Gardiner



CGA Caribbean Region *(continued)*

This is being performed in Freeport, Grand Bahama, where a number of companies and non-profit organizations are working together to achieve a common goal. The Government has also collaborated with partners such as Rock Mountain Institute, an organization that advocates clean energy to develop stormproof solar installations on island such as Abaco and Ragged Island.

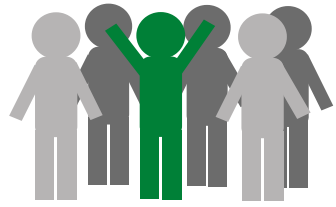
On the financial side, Blue Carbon Credits is another avenue the Bahamas is using to combat climate change costs and it is estimated that an endowment fund of \$40-\$50 billion can be built by selling these carbon credits to larger countries. This will be done through the process of monetizing the value of the ocean-based mangroves and seagrass beds in the Bahamian waters according to Mr. Anthony Ferguson, president of CFAL. And the funds raised will go directly to covering the massive costs of destruction due to climate change and maintaining our ecosystems, forestry, land infrastructure, vegetation and protecting our marine environment. This initiative will also be in conjunction with our Caribbean partners through CARICOM.

On 1 July 2020, the government of the Bahamas banned the importing of single use plastic bags, plastic drinking straws, plastic utensils and Styrofoam containers, making any importation of these items illegal. These items have been replaced with cardboard containers, bio-degradable utensils, and drinking straws. This great initiative addresses both marine pollution and waste management as discarding plastic items in our beautiful ocean waters has had devastating effects on our marine life and coral reefs. In addition, the release of balloons into the air is illegal as they too were found in our ocean waters as releasing deadly toxins.

If those initiatives were not made into law, the then Minister of Environment stated that the pollution of those items could have caused the Bahamas up to BSD 8.5 million annually in losses for the country due to the damage to our beaches and marine life. This would indeed impact our number one industry – Tourism.

At the Bahamas Financial Services Board Industry Development Series: Financial Crimes Across Borders conference held in February 2024, our Caribbean Committee Co-Chair, Nicolette Gardiner, was able to inquire, as an attendee, about the policies put in place to incorporate ESG factors into the regulatory aspects of the Bahamas Government and Policies. The panel was led by government regulators including Christina Rolle, Executive Director of The Securities Commission of the Bahamas and Karen Rolle, Inspector, Banks & Trust Companies – Central Bank of the Bahamas.

With an attendance of over 200 financial industry colleagues, it was Nicolette Gardiner's way to bring attention to the importance of ESG practices and how companies can incorporate them into their company's investment strategies and decisions. This can be achieved through socially responsible investment, best-in-class investment where ESG criteria are established by companies, green bonds and green investments and impact investments. Mrs. Rolle noted that the Government of the Bahamas is socially responsible and incorporating these very important factors and issues when deciding on selection companies for completing national projects.



Individual Spotlight:

Meet Zoltán Novák



In this Individual Spotlight series, the CGA is pleased to introduce you to **Zoltán Novák**, expert in IP litigation and international commercial arbitration, Partner at the Budapest office of Taylor Wessing and avid sustainability supporter.

What do you know about the CGA and are you involved in the Campaign? If so, how?

I am aware that the CGA strives to reduce the environmental footprint of international arbitration by advocating sustainable practices and actions like minimizing travel, reducing paper usage and adopting digital technologies. The CGA seeks to raise awareness and encourage people in the arbitration community to prioritize sustainability.

I have participated in similar campaigns myself – last year, for example, we contributed two chapters to a research project exploring avenues for climate litigation. My first direct involvement in the CGA may be this interview but I will certainly use my network to spread the message and will continue participating in this and similar campaigns in the future.

What triggered your concern for sustainability issues?

For me, sustainability is a general attitude that encompasses social and governance concerns as well as environmental ones. Wasting natural resources for a marginal gain in comfort and convenience – like using air travel on shorter distances – is of course part of the problem. But there is a social dimension as well. If you live in a city and always take an airplane to fly from your city to another one for a hearing or conference, your perspective will necessarily be limited to how people in the cities see the world.

You will largely avoid exposure to parts of society who live in more rural areas and on the periphery. This will make vast swathes of the continent “flyover country” even in Europe, increasing the rift between social classes and regions. My main social concern is the lack of understanding between different parts of society. Taking the land route during travels, experiencing the way of life and thinking that prevails outside the cities and central regions is one way to alleviate this phenomenon.

We have heard about and are impressed with your climate-friendly travelling exploits! During Paris Arbitration Week, did you know that CIArb organized an all-green biking itinerary from London to Paris, to raise awareness of the CGA?

I have certainly heard about the sustainability walk organized by CGA and the Scottish Arbitration Centre. In the past couple of years, I travelled to the Paris Arbitration Week mostly by train. As a keen biker myself, however, I would love to arrive to PAW next year on bike – maybe after taking it with me on the train. These are great initiatives to make more people aware of the importance of sustainability.



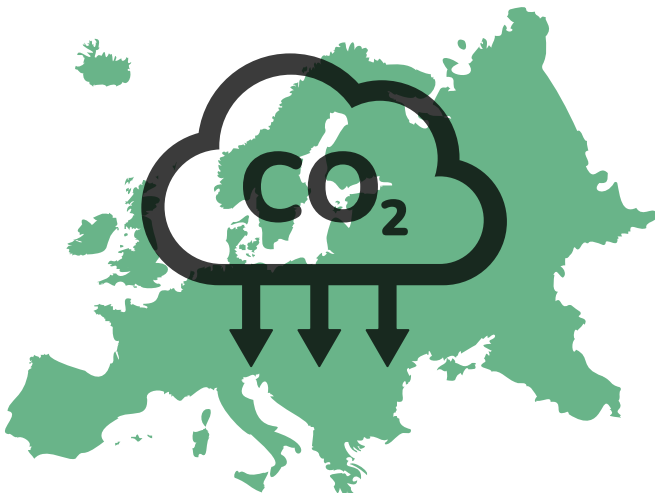
Individual Spotlight:

Meet Zoltán Novák *(continued)*

Could you please tell us about your own eco-friendly travelling exploits?

Besides PAW, I have in the past years travelled by train to conferences in Amsterdam, Istanbul, Kyiv, Riga and Stockholm among others. Train travel to Western Europe is actually quite fast (few people realize that, with a night train through Vienna or Zurich and the TGV, it takes only about 16 hours – and, considering night travel, only a half business day – to get from Budapest to Paris). Travelling in the Eastern half of the continent can be more of an adventure and it certainly takes longer – but you can always work on the train or take a pause and enjoy the view. Besides prioritizing low-carbon transportation methods, climate-friendly travelling practices involve opting for eco-conscious accommodations (e.g. cheaper hotels with eco-friendly initiatives), and minimizing waste (e.g. by preferring dine-in restaurants to take-away food).

“My main social concern is the lack of understanding between different parts of society. Taking the land route during travels, experiencing the way of life and thinking that prevails outside the cities and central regions is one way to alleviate this phenomenon.”



Did You Know?

Since unveiling its **Green Deal** in 2019, Europe has positioned itself at the forefront of the global transition, unveiling a flurry of climate friendly policies, targets and rules. The E.U. now accounts for just 7 percent of global emissions, compared with 13 percent two decades ago.

(Source: Washington Post)



Recent Event Highlights

Our global members and regional committees have participated in many initiatives presenting the CGA and addressing climate change issues.

Some highlights:

- In February 2024, [Abinash Barik](#), **CGA India** Committee Co-Chair presented the CGA and the newly formed India Committee at the GNLU-GAIL-GIMAC Conference on Oil & Gas Arbitration, organized at the Gujarat National Law University.
- In January 2024, the CGA's colleagues at [Reed Smith](#) discussed e-signatures and the notification of awards, particularly recognition and enforcement, cost savings, technology challenges, convenience, security risks and resistance to change. The full podcast is available [here](#).
- In February 2024, CGA **Global Co-Chair Cherine Foty** presented "The Use and Misuse of ESG in Investment Treaty Arbitration" at the [12th Annual Georgetown International Arbitration Month](#).

*Follow us on LinkedIn for updates on
all upcoming CGA events*

Campaign for Greener Arbitrations

[Africa Committee](#)

[Asia-Pacific Committee](#)

[Caribbean Committee](#)

[Europe Committee](#)

[India Committee](#)

[Latin America Committee](#)

[MENA Committee](#)

[North America Committee](#)

UPCOMING EVENTS

5-8 May

*ICCA 2024 Hong Kong
More information [here](#).*

11-12 May

*#PIDW24: Pakistan International
Arbitration Weekend
More information [here](#).*

11 May

*Second Asian Young Arbitration
Practitioners' (AIAC YPG) Summit
More information [here](#).*

3-7 June

*#LIDW24: London Int'l Disputes Week
More information [here](#).*

Visit the [Events page](#) of our website for more information on these and all upcoming events.

Interested in partnering with GCA for your next event? [Contact us](#) to express your interest or simply complete [this form](#) on the CGA website.

Call to Action

Paperless Options



Let's examine a daily behavior that can be handled in a greener way: **note taking**. While paper reduction may not be the largest source of carbon emissions in an arbitration practice, it is one of the easiest shifts to make. Transitioning from traditional writing pads and plastic ink pens to e-paper tablets or smart notebooks and pens is a fairly simple adjustment. The following is a list of options to consider in this category:

iPad + Apple Pencil
reMarkable
BOOX Note Air
Livescribe Symphony

MobiScribe
Neo Smartpen
Supernote
Moleskine Smart

Not yet ready for this change? Consider using eco-friendly or biodegradable pens and recycled or FSC (Forest Stewardship Council) paper.

Note: The above list is not intended in any way to be an endorsement by the Campaign of any of the listed products, nor does the Campaign have any affiliation with these items.

V. MINIMISE PRINTING AND USE OF PAPER

- A. Arbitral Institutions shall carefully consider the need to print documents and shall endeavour to print only what is deemed to be strictly necessary.
- B. Where printing is deemed necessary, Arbitral Institutions shall endeavour to minimise the environmental footprint of the printing. Examples include:
 - B.1 Using environmentally friendly toner and ink;
 - B.2 Using recycled and recyclable, chlorine-free and / or tree-free paper;
 - B.3 Using eco-friendly printers (making use, for example, of LED UV printing);
 - B.4 Disposing of printed documents and associated materials (e.g. toner bottles) in an environmentally friendly way, where appropriate. Examples of printing disposal, whilst adhering to confidentiality obligations, might include recycling and composting; and
 - B.5 Considering whether it is necessary to courier hard copies abroad or whether it is possible to use a local printing service.
- C. Arbitral Institutions shall encourage attendees at all meetings to bring laptops or tablets for document review and electronic note taking and to display information using screens / projectors instead of printing documents. Stationary shall only be provided upon request.
- D. Arbitral Institutions shall encourage the use of business development and marketing materials in digital form.
- E. Arbitral Institutions shall endeavour to maintain electronic case files.
- F. Individual printers within offices are to be discouraged or limited.
- G. Consider using multi-purpose machines for printing, copying, scanning and faxing.
- H. Regularly update subscriber mailing lists to reduce the volume of general communications via both electronic and paper transmission, and endeavour to eliminate or reduce printed mailing wherever practical. This step shall also serve to confirm current contact information.
- I. Wherever available for accounts payable and receivable, implement digital funding transfers to reduce the need for printed checks and mailings.

Our Green Protocols contain detailed instructions to guide arbitral actors towards paper-conscious practices.

This excerpt from our Arbitral Institutions Protocols outlines the specific steps that may be implemented to shift to a minimal paper practice.



Access the entire set of Protocols [here](#).

What Can You Do?

By signing the Green Pledge, you have taken the first step toward committing to a greener practice. **Congratulations and thank you!**

As we strive to spread the message of reducing the carbon footprint of the entire international arbitration community, you may help us to expand awareness. By simply adding the "**Proud Signatory of the Green Pledge**" banners to your email signature and LinkedIn profile, you will help to share this message. The files and use instructions are available [here](#) on our website.

Beyond this, encouraging your colleagues and organizations to support the Campaign will help this grassroots endeavor.



Interested in a feature in our newsletter? Have suggestions on tools you use for a greener practice or topics you would like us to cover?

Share your thoughts with us: info@greenerarbitrations.com