SAMPLE AGREEMENT TO MEDIATE - Civil Case

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are the parties who have agreed to mediate their dispute.

The parties have agreed to mediate their dispute privately.

The parties have hired *Melinda Gehris, Esquire/Carol Hess, Esquire* as the mediator.

Each party is represented by counsel.

Each party is here voluntarily. Each party understands that mediation is voluntary. No party is required to accept or agree to any offer at any time.

Each party agrees to participate in good faith.

Each party understands that the mediation is confidential, except as provided by law. Each party understands that this mediation is a negotiation. Each party understands that to the extent the law allows the negotiations are not admissible in subsequent formal proceedings. Each party agrees not to ask the mediator to testify and agrees not to subpoena the mediator and/or her notes or other work product in any future proceeding.

Each party understands that the mediator is a facilitator and will not direct the parties to make an offer or accept one. Rather, she will facilitate a discussion between the parties in order to assist them to reach an agreement regarding their dispute.

Each party has agreed to pay Melinda Gehris/Carol Hess one half of her fee for the mediation. The fee is $ per hour for the first 3 hours and then $ for any hours after that and will be charged for reviewing materials before the mediation and facilitating the mediation. There is a minimum charge of $900 for any mediation.

Each party has had the opportunity to review this agreement to mediate and to ask any questions regarding the agreement which may have arisen.

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