

PRE-TRIAL SOLUTIONS, INC.
AGREEMENT TO MEDIATE

File Year	File Number	Submitted By

Date: _____

Plaintiff: _____ and _____

Defendant: _____ and _____

The undersigned parties hereby agree to have mediation services provided by Pre-Trial Solutions, Inc., for their dispute.

Mediation Procedures: Pre-Trial Solutions, Inc., will administer the mediation in accordance with its Mediation Procedures, which are incorporated herein by reference. All parties recognize that mediation is a voluntary settlement negotiation and the mediator is not a judge or an arbitrator and has no authority to force a settlement on the parties.

Mediator: The parties agree that _____ will be the mediator.

Fees: The parties agree that the fees for the mediation will be as follows:

Any charges for services in excess for the amount of deposit shall be promptly divided in equal proportions or in such other proportions as the parties agree. With the exception of the administrative fee and the mediation fee any unused fees will be returned at the conclusion of mediation services.

Consulting with Attorneys: Any party not represented by an attorney is urged to consult with an attorney before, during, and after the mediation session and before finalizing an agreement regarding legal rights and obligations. The parties recognize that neither Pre-Trial Solutions, Inc. nor the mediator is giving legal counsel or analyzing any party's legal rights.

Caucuses: The mediator may hold brief sessions with only one party. These "caucuses" are designed to improve the mediator's understanding of the participants' positions. Information gained by the mediator through a caucus is confidential unless a participant agrees to have it disclosed.

Confidential: The parties recognize that mediation sessions are settlement negotiations and that settlement negotiations are inadmissible in any litigation or arbitration of their dispute, to the extent allowed by law. The parties will not subpoena or otherwise require the mediator to testify or produce records, notes, or work product in any future proceedings.

Terms of Settlement

If the mediation session results in settlement, the parties agree to execute the following: