

AGREEMENT TO MEDIATE FAMILY DISPUTE

THIS AGREEMENT is made between _____ and _____, hereinafter referred to as “the parties”, and BARBARA ANNE KAZEN, hereinafter referred to as “Mediator”.

The parties have encountered differences, which require or may require them to resort to litigation. They have agreed to attempt to resolve their differences through the use of mediation in order to minimize the emotional as well as financial cost of this conflict as much as possible.

The parties have chosen the undersigned Mediator to conduct mediation of their dispute, and the Mediator has agreed to conduct such mediation under the rules, terms, and conditions set out herein.

The signing of this Agreement is an indication of the parties’ sincere desire to avoid for themselves, and for their family, the anxiety, frustration and hostility, which often arises between parties, faced with the task of dealing with such issues, and evidences their commitment to do so if at all possible.

Therefore, the parties contract with each other and with the Mediator as follows:

- 1. The parties acknowledge that they have read and understand the General Rules for Mediation and all attachments which are attached hereto and made a part of this Agreement.**
- 2. The parties acknowledge they have been told that the Mediator does not represent anyone and will not represent anyone and will not render any legal services to the parties. The parties may retain attorneys of their choice to consult with and to give them legal advice, to review any settlement agreement, to draft legal documents, and to take matters to court. Compensation to attorneys is separate and apart from fees paid to the Mediator.**

The Mediator will be compensated in accordance with the attached Memorandum re Mediation Fees, which is attached hereto and made a part of this Agreement.

3. The parties agree that all communications between them and the Mediator are privileged and confidential and they waive their rights to subpoena the Mediator and/or her records. In that regard, however, the parties understand that any communication of allegations of physical or sexual abuse of a child must, and will be reported to the proper authorities.

THIS AGREEMENT is signed by the parties and the Mediator on this day of 2007.

BARBARA ANNE KAZEN, Mediator