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PROPOSED CHANGES:

3.1.11 Judicial Mediation

- (a) The Court may conduct Judicial Mediations. The scope and content of the mediation is in the discretion of the judicial officer facilitating the mediation. Judicial Mediation will be facilitative in nature.
- (b) Mediation sessions must be preceded by a Stipulation to Commissioner (if the case is expected to be heard by a Commissioner for a motion, OSC, hearing or trial) and a stipulation that the judicial officer conducting the Mediation may later hear other matters and render decisions as the trier of fact in the case.
- (c) Counsel shall prepare and file or lodge a Mediation Brief at least five (5) court days prior to the mediation date. Counsel may lodge a confidential Mediation Brief or file and serve a non-confidential Mediation Brief. The brief shall not exceed five pages, excluding necessary exhibits. Failure to comply with this requirement may result in monetary sanctions, termination of the mediation, or both.

(New 1/01/07)