



## MY MEDIATION PROCESS

### TRUST

My process asks the parties to trust in three ways: First, trust that mediation is the alternative dispute resolution process that will assist you in settling your dispute; second, trust that I have the subject matter expertise, temperament, confidence and commitment to assist you in resolving your dispute; and third, trust that my process can save you time, money and the emotional toll of litigating your dispute.

### SHARE

Sharing prior to the mediation involves you taking the time necessary to gather and organize the facts and legal arguments you intend to share with me and if applicable, the other parties at the mediation. Sharing also requests that each party be open to discussing those facts and legal arguments in a persuasive and productive manner. The process works best when the parties thoroughly listen to the information provided by the other parties.

### EVALUATE

The parties consider and process the facts and legal arguments shared during mediation and are able to evaluate their own positions in light of the newly shared information. Each party assesses their own position as the mediation proceeds and I ask that the parties not be stuck to the positions they had prior to coming to me to mediate their dispute.

### RESOLVE

New information that is shared usually shows both strengths and weaknesses in each party's position that were not fully explored prior to the mediation. The parties then allow me, as the mediator, to assist them in processing this information to reach a mutually agreeable and binding resolution of their dispute. Once we have achieved a mediated resolution, the parties draft a written settlement agreement that is enforceable in a court of law.