

\_\_\_\_\_ County

In The General Court Of Justice  
Superior Court Division

Name Of Plaintiff(s)

Name And Address Of Plaintiff's Attorney (Or Pro Se Plaintiff's Address)

Telephone No.

**DESIGNATION OF MEDIATOR IN  
SUPERIOR COURT CIVIL ACTION**

**NOTICE:**

Plaintiff's attorney should check and fill out only one of the two Sections, **sign below**, and return to the Senior Resident Superior Court Judge within 21 days after the date of the Order for Mediated Settlement Conference **and distribute copies as noted below**

G.S. 7A-38.1; Rule 2 of Mediated Settlement Conferences

**VERSUS**

Name Of Defendant(s)

Name And Address Of Defendant's Attorney (Or Pro Se Defendant's Address)

Telephone No.

Deadline For Completion Of Mediated Settlement Conference

Tentative Trial Date

**SECTION 1 - NOTICE OF SELECTION OF CERTIFIED MEDIATOR BY AGREEMENT**

The above named case was referred to a mediated settlement conference. The parties have selected the mediator named below who has agreed to serve in this case and is certified pursuant to the Rules Of Mediated Settlement Conferences.

Name And Address Of Certified Mediator

Rene S. Ellis  
Beason & Ellis Conflict Resolution, LLC.  
PO Box 52270, Durham, NC 27717-2270

Telephone No.  
(919) 419-9979

The parties and the mediator have agreed upon the mediator's rate of compensation as follows: (specify all terms of the compensation agreement.)

Admin Fee: \$100 per party  
Cancellation Fee: \$500.00 if cancelled within 3 weeks  
Mediation Fee: \$275.00 per hour  
Travel Fee: \$142.50 per hour outside the Wake, Chatham, Orange, Durham Counties

**NOTE:** As an aid to mediator selection, the NC Dispute Resolution Commission maintains a list of certified superior court mediators on its web site at [www.ncdrc.org](http://www.ncdrc.org). Click on "List of Mediators" from the left-hand menu then click on "Mediated Settlement Conference Program." You may search for mediators by name of mediator, by city, or by court district. Once a mediator's name appears on your screen, click on it for a complete contact and availability listing.

**SECTION 2 - MOTION FOR COURT APPOINTMENT OF MEDIATOR**

The above named case was referred to a mediated settlement conference. After a full and frank discussion, the parties have been unable to agree upon the selection of a mediator and move the Senior Resident Superior Court Judge to appoint a certified mediator to conduct their conference.

Date Name Of Plaintiff's Attorney (Or Pro Se Plaintiff) Signature Of Plaintiff's Attorney (Or Pro Se Plaintiff)

**ORDER OF APPOINTMENT**

The parties having reported their failure to agree upon the selection of a mediator, or the parties having failed to notify the Court of their selection or nomination of a mediator within twenty-one (21) days after this case was ordered to mediation, the Court appoints the following certified mediator to conduct the mediated settlement conference.

Name And Address Of Mediator

Telephone No.

**NOTICE TO MEDIATOR:** The mediator shall be responsible for reserving a place and making arrangements for the conference and giving timely notice to all attorneys and unrepresented parties of the time and location of the conference. The mediated settlement conference shall be completed by the completion deadline set forth above, and the mediator shall report the results of the conference to the Court within ten (10) days after the conference is completed.

Date Name Of Senior Resident Superior Court Judge (Type Or Print) Signature Of Senior Resident Superior Court Judge

**TENTATIVE CALENDARING NOTICE**

*[This section is optional, to be used at the discretion of the Senior Resident Superior Court Judge; however, mediated settlement shall not delay other proceedings, including trial (Rule 3E).]*

Parties are notified of the following tentative calendaring schedule adopted by the Court. Final calendar notices will be provided through a published calendar, should settlement not be reached.

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*Tentative Date For Hearing Of Motion*

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