

STATE OF NORTH CAROLINA

File No.

In The General Court Of Justice
Superior Court Division
Before The Clerk

_____ County

**ORDER REGARDING MEDIATION
IN MATTERS BEFORE
CLERK OF SUPERIOR COURT**

G.S. 7A-38.3B; Rules 1 and 2 of Rules Implementing Mediation In Matters Before The Clerk Of Superior Court

<i>Deadline For Completion Of Mediation</i>	<i>Hearing Date</i>
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VERSUS (IN THE MATTER OF:)

Name And Address Of Interested Persons, Non-Party Participants, and Fiduciaries (Attach Copy of Certificate of Service)

Name And Address Of Attorney(s), If Applicable

A mediation is is not ordered in this matter:

If ordered, the mediation shall be completed before the deadline shown above and the following persons or entities shall attend:

Agreement, if reached, to be submitted to Clerk. Yes No

Within _____ days after the date of this Order, the parties may, by agreement, select a certified mediator to conduct their mediation and shall notify the clerk of their selection or their failure to agree on a certified mediator. Notice shall be on form AOC-G-302T. (Fillable form at <http://www.nccourts.org/Forms/Documents/>)

As an aid to mediator selection, the NC Dispute Resolution Commission maintains a list of certified Clerk Program Mediators on its web site: www.nccourts.org/Citizens/CPrograms/CPM/Mediators/Default.asp. (You may search for mediators by name of mediator or by county. Once a mediator's name appears on your screen, click on it for a complete contact and availability listing.)

A mediator selected by agreement of the parties shall be compensated at a rate agreed upon between the mediator and the parties. The mediator's fee shall be paid as provided for in Rule 7.C. A court-appointed mediator shall be compensated at the rate of \$150 per hour for time spent in the mediation to be billed in quarter hour segments. In addition, a \$150 administrative fee shall be paid at the time of the appointment pursuant to Rule 7.B.

All persons required by Rule 4.A.(1) to attend the mediation shall be physically present unless such physical presence is excused pursuant to the agreement of all parties and persons required to attend and the mediator or by an order of the Clerk, upon motion of a party and with notice to all parties and persons required to attend and the mediator.

The mediator shall schedule the date, time, and location of the mediation and timely notify all attorneys and unrepresented parties. The conference shall be completed by the deadline for completion set forth above and the mediator shall report the results on form AOC-G-303T to the Court within ten (10) days after the mediation is completed.

A timely motion to dispense with mediation may be filed pursuant to Rule 1.C.5.

<i>Date</i>	<i>Signature Of Clerk</i>
<i>Name Of Clerk (Type Or Print)</i>	<input type="checkbox"/> Assistant CSC <input type="checkbox"/> Clerk Of Superior Court

Original-Clerk Copy-Petitioner Copy-Respondent Copy-Mediator Copy-Other Ordered Persons/Entities