

STATE OF NORTH CAROLINA

File No.

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

_____ County

Name Of Respondent/Decedent

VERSUS (IN THE MATTER OF:)

Name And Address of Mediator

**ORDER FOR APPORTIONMENT
OF MEDIATOR FEE IN
GUARDIANSHIP OR ESTATE MATTER**

G.S. 7A-38.3B,
Rule 7.C. Of Rules Implementing Mediation In Matters Before
The Clerk Of Superior Court

FINDINGS OF FACT

1. The above named mediator has advised the Clerk of the need for apportionment of the following fees:

- a. Amount due for mediation services (CMP Rule 7.A and 7.B)..... \$ _____
Total time spent in mediation: _____ hours, _____ minutes @ \$ _____ per hour.
- b. Amount due for administrative fee (CMP Rule 7.B)..... \$ _____
- c. Amount due for postponement fee (CMP Rule 7.F. \$ _____
- d. Amount due for out-of-pocket expenses or other agreed upon fees (not applicable to Clerk appointed mediator)..... \$ _____
Total amount due mediator..... \$ _____

2. The named parties, interested persons and fiduciaries listed below were ordered to attend the mediation.

NAME OF PARTY/INTERESTED PERSON/FIDUCIARY	ADDRESS OF PARTY/INTERESTED PERSON/FIDUCIARY
A.	
B.	
C.	
D.	

3. The following named parties, interested person or entities have been found to be indigent and relieved of their obligations to pay any of the mediator's fees.

NAME OF PARTY/INTERESTED PERSON/FIDUCIARY	ADDRESS OF PARTY/INTERESTED PERSON/FIDUCIARY
A.	
B.	
C.	
D.	

4. For the following reasons, it is justifiable for the estate/trust/or fiduciary of _____
_____ to pay some or all of the mediator's fees:

CONCLUSION OF LAW

1. Based upon the foregoing findings of fact, the Clerk concludes as a matter of law that the following named parties, interested persons, and fiduciaries shall have responsibility for paying the fees:

NAME OF PARTY/INTERESTED PERSON/FIDUCIARY	ADDRESS OF PARTY/INTERESTED PERSON/FIDUCIARY
A.	
B.	
C.	
D.	

Original - Clerk Copy - Petitioner Copy - Respondent Copy - Mediator
(Over)

2. The Court concludes that the payment of the costs of mediation by the estate, trust, or fiduciary is justified based on the foregoing findings of fact.

ORDER

It is hereby ordered that the following person or entities pay the costs of mediation as allocated:

NAME	AMOUNT OWED
1.	
2.	
3.	
4.	
<i>Date</i>	<i>Signature</i>
<i>Name (Type Or Print)</i>	<input type="checkbox"/> <i>Assistant CSC</i> <input type="checkbox"/> <i>Clerk Of Superior Court</i>