**Confidential Mediation Statement**

**First District Court of Appeals**

***Submit this form directly to the court mediator, Mary Minnillo, at***

[*mminnillo@firstdistrictcoa.org*](mailto:mminnillo@firstdistrictcoa.org).  ***Please do NOT file this form in the clerk’s office.***

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Appeal Number Date of Mediation

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Case Caption

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Attorney Name

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Phone No. Email Address

List the name of each party you represent:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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Check one: \_\_\_\_Appellant(s) \_\_\_\_Appellee(s) \_\_\_\_Cross-Appellant(s)

Client(s) who will participate:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

List any additional individuals, who are not a party to the appeal, but who will be participating in the mediation and state their relationship to either of the parties to this appeal:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Please respond candidly and comprehensively to the questions below. You are encouraged to discuss these questions with your client(s) and include any information that may be helpful to the mediator. This information will not be shared with other parties or their counsel (unless requested). It is intended solely to help the mediator design an effective mediation agenda and make the most efficient use of everyone’s time.**

1. Describe the facts that gave rise to this dispute.
2. Identify the legal issues at issue in the appeal and the applicable standard of review for each issue.
3. State all specific interests and concerns, other than monetary, that you think should be considered in the resolution of this case.
4. Identify any potential obstacles (on either side) to settlement. If there have been prior settlement or mediation discussions, please provide relevant information that should be considered.
5. Provide any other information, comments, or insights to assist the mediator in understanding this case, the underlying dispute, and other issues relevant to settlement efforts.
6. In order of priority, what do you suspect are the interests of the other side?
7. Identify any possible areas of agreement.
8. From your perspective, what information or events must happen in order for this case to settle?
9. Identify any pending litigation that may impact the negotiations:
10. Estimate the number of hours required to complete the appeal and any potential further proceedings:

**The mediator has access to the complete case record, but if there are specific documents that you believe are essential for the mediator to review prior to the mediation in order to assist the parties in reaching a resolution, please list them or attach them to your statement.**

Submitted by: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_