WHAT IS COURT MEDIATION?

Mediation is a process whereby two or more people involved in a conflict voluntarily sit down together with a mediator who will assist them in working out a solution to their dispute. It is a method of alternative dispute resolution and serves as an alternative to litigation, allowing parties to resolve disputes outside of the courtroom.

A neutral third party, known as the mediator, facilitates the discussions to help parties reach a mutually acceptable agreement.

NOTICE

This pamphlet is to help you understand your options. It is not intended to advice you about the law as the law can be different in each case.

If you would like to consult an attorney, please call the Medina County Bar Association at (330) 725-9794.

"My policy is to fulfill the Probate Court duties efficiently and effectively. If you have any questions or you need more information on a Probate Court matter, please contact my office.

We are here to serve you. I hope your experience in my court is helpful and informative."

The Honorable Kevin W. Dunn is one of four Common Pleas Court Judges in Medina County.

KEVIN W. DUNN

MEDINA COUNTY
PROBATE COURT JUDGE

MEDIATION SERVICES

Medina County Probate Court
225 E. Washington St., 4th Floor
Medina, OH 44256

Phone: (330) 725-9703
Fax: (330) 725-9119

Monday—Friday
8:00 AM—4:30 PM

WHAT HAPPENS IN MEDIATION?

The conflicting parties meet with the mediator. The mediator introduces everyone and explains the process and rules. Upon agreement to follow the rules, the parties each explain their positions. After the mediator clarifies the issues, each party is given the opportunity to present solutions to the conflict. Thereafter, the parties and the mediator discuss and decide which solution best addresses the conflict. Finally, the agreement is put into writing.

DOES MEDIATION TAKE THE PLACE OF AN ATTORNEY'S SERVICES?

No. Mediation is not a substitute for the advice of legal counsel. If represented, your agreement may be reviewed by your attorney.

WHEN IS A CASE MEDIATED?

The court will refer most cases to mediation. In other cases, a party or an attorney may request mediation by filing a motion.

WHAT DOES THE MEDIATOR DO?

The mediator sets the tone, makes the introductions and explains the rules of the mediation at the initial stage of the mediation.

As a neutral third party, the mediator listens carefully to the parties and helps them communicate to resolve their differences.

The mediator assists the parties in reaching a settlement with is agreeable to all involved.

If an agreement is reached, the mediator will write out the details, have the parties sign and give copies to all parties.

WHO ATTENDS THE MEDIATION?

The parties attend the mediation. In addition, an attorney or any other person designated by a party may accompany the party and participate in the mediation.

HOW DO I FIND A MEDIATOR?

The Court will assign a specific mediator or provide you with a list of qualified mediators in the county. The Court may also issue specific orders regarding the scheduling and payment of mediation.

WHAT IS THE OUTCOME OF MEDIATION?

Your agreement will be written and will include all issues resolved. Any issues unable to be resolved will be set for a hearing.

HOW LONG IS MEDIATION?

The mediation will take as long as the parties need to reach an agreement. More than one session will be held if necessary.