

# DISPUTE RESOLUTION AGREEMENT

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We agree to appoint Judy Stewart of Stewart Family Law (the mediator) to mediate our dispute. We acknowledge and agree that the mediation will be conducted as follows:

1. The mediator will not determine the matters in dispute. The mediator will assist us to reach our own agreement.
2. The mediator will not provide legal advice or subsequently act for either party.
3. We acknowledge and agree that the mediation is conducted without prejudice and all communications that occur during the mediation are privileged except for where:
  - (a) We agree to waive such privilege.
  - (b) The mediator considers there is a need to disclose information to protect a child or the parties from harm.
  - (c) The mediator considers there is a need to disclose information to prevent damage to property.
  - (d) The mediator is required by law to disclose information.
4. We agree that we will not call the mediator as a witness in any proceedings concerning this dispute nor will we subpoena any material that may be retained by the mediator.
5. We acknowledge that full disclosure of all relevant information is essential to the mediation process and we agree to provide full and frank disclosure. We acknowledge that failure to do so may result in any agreement reached at mediation being set aside in subsequent court proceedings.
6. We may withdraw from the mediation process at any time.
7. The mediator may terminate the mediation process at any time.
8. We agree to pay an intake fee of \$200.00 plus GST (\$220.00 inclusive of GST).
9. We agree to pay the mediation costs at \$350.00 per hour plus GST (\$385.00 per hour inclusive of GST) for all time spent in the mediation including travel time.
10. We agree to pay any expenses incurred by the mediator including, but not limited to, parking fees and venue hire.
11. We agree that arrangements as to the proportion of fees to be paid by each party may be made between the parties but that each party is jointly and severally responsible for the whole of the mediator's fees.

Print Name \_\_\_\_\_

Print Name \_\_\_\_\_

Signature \_\_\_\_\_

Signature \_\_\_\_\_

Date \_\_\_\_/\_\_\_\_/\_\_\_\_

Date \_\_\_\_/\_\_\_\_/\_\_\_\_