

Brian Richardson, Psy.D.
1655 N. Arlington Heights Road
Suite 202 East
Arlington Heights, Illinois 60004
847-222-0793

MEDIATION AGREEMENT

The undersigned parties, having been divorced, sincerely intend to resolve through mediation the controversies arising out of their divorce and the needs of their child(ren).

The parties intend to avoid for themselves and their child(ren) the bitterness and frustration which often accompany these controversies.

The parties intend to create through mediation an agreement that settles the specific issues to be resolved, represents the interests of both parties, and is fair to both parties and their children.

Therefore, the parties agree:

1. **Costs of Mediation.** Mediation shall be conducted by Brian Richardson, Psy.D., who shall be compensated at the rate of \$200.00 per session, as well as for hours spent making phone calls, preparing reports, and the like. Mediation sessions are scheduled for 45-50 minutes each.
2. **Deposit.** A deposit equal to 5 hours of mediation (\$1000.00) shall be paid upon the signing of this agreement at the first session, split equally between the two parties (\$500.00 each). Should this deposit become depleted, an additional deposit may be required to continue mediation sessions uninterrupted. Any unused portion of the deposit will be refunded.
3. **Drafting Deposit.** A deposit equal to \$400.00 will be charged before the mediator begins drafting the agreement (split both ways between parties). Any unused portion of the deposit will be refunded.
4. **Privacy of Mediation.** The parties agree that neither will call as a witness the mediator or any employee or agent of the mediator to testify, or subpoena any records of the mediator, in any matter related to the mediation.
5. **Confidentiality.** The mediator will treat all information provided during the mediation sessions as confidential. No information obtained during the mediation will be given to any outside person or organization unless both parties concur, unless there are allegations of child abuse. Unless otherwise agreed, the mediator will not hold information confidential between the parties.
6. **Consultants.** Persons other than the mediator such as child development specialists, school specialists or mental health professionals may be called for

consultation when the parties agree to their being called and agree to their rate of compensation.

7. **Attendance at Mediation Sessions.** The parties will be expected to arrange their business and personal affairs so as to enable them to attend mediation sessions as scheduled. Mediation sessions will be scheduled at the convenience of the parties in so far as possible.
8. **Notice of Cancellation.** Notice of cancellation of appointments must be given by the parties not less than one full business day in advance of the appointment. Otherwise full charge may be assessed for the missed appointment to the party or parties that cancel the mediation within 24 hours..
9. **Participation of Children and Others.** Children and other persons having a direct interest in the mediation may participate in mediation sessions relating to their interests, if the mediator finds that their participation may facilitate settlement and the parties concur. A last meeting may be held with the children to discuss the terms of the agreement which are relevant to their interests.
10. **Concurrence of Mediator.** The mediator may indicate either verbally or in writing that they concur or do not concur with the final agreement between the parties. Concurrence means that the mediator believes the settlement is substantially equitable and fair to each party. Non-concurrence, however, shall in no way detract from the legal effectiveness of the agreement.
11. **Personal Counsel.** The parties are encouraged to consult with counsel early in the mediation process in order to ascertain the legal parameters of their case. After a final agreement is reached, each party should have it reviewed by their attorney before signing it.
12. **Termination of Mediation.** Mediation is a voluntary process, and any party in mediation may terminate at any time. However, the parties agree that anyone wishing to terminate mediation will do so during a session.
13. **Impasse.** If the parties are unable to reach an agreement about any or all issues, the parties and the mediator will discuss options for resolution of the issues. These options may include separate session with the mediator, referral of particular issues to other professionals or suspension or termination of the mediation.
14. **Mediation of Further Disputes.** The mediator is available for the mediation of further disputes concerning the terms of the agreement arising out of this mediation or other issues.

Party

Date

Party

Date

Mediator

Date