

**SAMPLE AGREEMENT TO MEDIATE**

This agreement is between \_\_\_\_\_ (name) and \_\_\_\_\_ (name) and \_\_\_\_\_ (Mediator). The purpose of this agreement is to resolve a dispute using a neutral mediator. Both parties have agreed to Mediator \_\_\_\_\_ assist them in the settlement of their dispute. The Mediator is not allowed to disclose any of the information discussed in this mediation process with any person, company, administrative body, judge or jury, or arbitrator.

A. Provisions of Agreement:

1. The role of the mediator: The mediator shall use her/his skills to help the parties reach a settlement of their dispute. The parties may reach a written agreement but the mediator shall not write the agreement nor will the mediator sign the agreement.
2. The role of the parties: The parties shall work in good faith with the mediator to reach a settlement of their dispute. It is the responsibility of the parties, not the mediator, to decide and write the terms of the settlement. The mediator may help the parties draft the agreement but it is the parties that consent to and sign the agreement.
3. Payment of mediator: The parties shall sign an agreement, prior to commencement of any mediation, stating how the mediator shall be paid. The payment agreement shall be provided to the parties by the mediator before the first mediation session.

B. Signatures of the Parties: By signature below, the parties each acknowledge that they have read, understand and agree to this Mediation Agreement.

\_\_\_\_\_ Date:

\_\_\_\_\_ Date:

\_\_\_\_\_ Date:

Mediator