

STATE OF NORTH CAROLINA

File No.

In The General Court Of Justice
Superior Court Division
Before The Clerk

_____ County

APPOINTMENT OF MEDIATOR BY COURT ORDER IN MATTER BEFORE CLERK OF SUPERIOR COURT

NOTICE:

The parties having reported their failure to agree upon the selection of a mediator, or the parties having failed to notify the Clerk of their selection or nomination of a mediator, the Clerk appoints the following certified mediator to conduct the mediated settlement conference.

G.S. 7A-38.3B; Rules 2 and 8 of the Rules of Mediation
for Matters Before the Clerk of Superior Court

Name Of Petitioner

Name And Address Of Petitioner's Attorney (or Pro Se Petitioner's Address)

Telephone No.

Petitioner's Attorney's Email Address (or Pro Se Petitioner's Email Address)

VERSUS (IN THE MATTER OF)

Name Of Respondent/Decedent

Name And Address Of Respondent/Decedent's Attorney (or Pro Se Respondent/Party)

Telephone No.

Respondent's Attorney's Email Address (or Pro Se Respondent's Email Address)

Deadline For Completion Of Mediation

Hearing Date

Agreement, if reached, to be submitted to Clerk: ☐ Yes ☐ No

MOTION FOR COURT APPOINTMENT OF MEDIATOR

The above named case was referred to a mediated settlement conference.

The parties have been unable to agree upon the selection of a mediator and move the Clerk of Superior Court to appoint a certified mediator to conduct their conference.

Date

Name Of Attorney (or Pro Se Party)

Signature Of Attorney (or Pro Se Party)

Original-Clerk Copy-Petitioner Copy-Respondent Copy-Mediator
Copy-Other Persons/Entities Ordered to Attend Mediation

(Over)

CERTIFICATE OF SERVICE - MOTION FOR COURT APPOINTMENT OF MEDIATOR

The undersigned certifies that on this date a copy of the foregoing Motion For Court Appointment Of Mediator was served on the persons listed below at the mailing address or email address listed below, such as the case may be, as set forth below. For each person listed as being served by email, the email address listed below is the email address of record with this court for that person. The undersigned further certifies that each such person served by email is either (1) an attorney or (2) a person who consented to receive email service in this case at that address, as established by consent filed with the court by any party.

(Provide names and addresses for persons served by mail or email in the spaces below. Attach additional sheets if necessary.)

Name And Address Of Party Or Attorney		☐ served by depositing copy in a post-paid, properly addressed wrapper in a post office or official depository under the exclusive care and custody of the U.S. Postal Service, addressed to that person at the address listed to the left.
Email Address Of Party Or Attorney (if served by email or by email from ICMS/File & Serve)		☐ served by email to the email address listed to the left.
Name And Address Of Party Or Attorney		☐ served by email from ICMS/File & Serve to the email address listed to the left.
Name And Address Of Party Or Attorney		☐ served by depositing copy in a post-paid, properly addressed wrapper in a post office or official depository under the exclusive care and custody of the U.S. Postal Service, addressed to that person at the address listed to the left.
Email Address Of Party Or Attorney (if served by email or by email from ICMS/File & Serve)		☐ served by email to the email address listed to the left.
Name And Address Of Party Or Attorney		☐ served by email from ICMS/File & Serve to the email address listed to the left.
Name And Address Of Party Or Attorney		☐ served by depositing copy in a post-paid, properly addressed wrapper in a post office or official depository under the exclusive care and custody of the U.S. Postal Service, addressed to that person at the address listed to the left.
Email Address Of Party Or Attorney (if served by email or by email from ICMS/File & Serve)		☐ served by email to the email address listed to the left.
Name And Address Of Party Or Attorney		☐ served by email from ICMS/File & Serve to the email address listed to the left.
Name And Address Of Party Or Attorney		☐ served by depositing copy in a post-paid, properly addressed wrapper in a post office or official depository under the exclusive care and custody of the U.S. Postal Service, addressed to that person at the address listed to the left.
Email Address Of Party Or Attorney (if served by email or by email from ICMS/File & Serve)		☐ served by email to the email address listed to the left.
Name And Address Of Party Or Attorney		☐ served by email from ICMS/File & Serve to the email address listed to the left.
Name And Address Of Party Or Attorney		☐ served by depositing copy in a post-paid, properly addressed wrapper in a post office or official depository under the exclusive care and custody of the U.S. Postal Service, addressed to that person at the address listed to the left.
Email Address Of Party Or Attorney (if served by email or by email from ICMS/File & Serve)		☐ served by email to the email address listed to the left.
Name And Address Of Party Or Attorney		☐ served by email from ICMS/File & Serve to the email address listed to the left.
Name And Address Of Party Or Attorney		☐ served by depositing copy in a post-paid, properly addressed wrapper in a post office or official depository under the exclusive care and custody of the U.S. Postal Service, addressed to that person at the address listed to the left.
Email Address Of Party Or Attorney (if served by email or by email from ICMS/File & Serve)		☐ served by email to the email address listed to the left.
Name And Address Of Party Or Attorney		☐ served by email from ICMS/File & Serve to the email address listed to the left.
Date	Name Of Moving Party (type or print)	Signature Of Moving Party

(See Page Two for Order Of Appointment and Certificate Of Service - Order Of Appointment)

ORDER OF APPOINTMENT

The parties having reported their failure to agree upon the selection of a mediator, or the parties having failed to timely notify the Clerk of their selection after this matter was ordered to mediation, the Clerk appoints the following to conduct this mediation:

- ☐ a Certified Superior Court or Family Financial Mediator.
☐ a Certified Clerk Mediator because this is an estate or guardianship matter.

Name And Address Of Mediator

Telephone No.

Mediator's Email Address

Date

Name Of Clerk (type or print)

Signature Of Clerk

☐ Assistant CSC

☐ Clerk Of Superior Court

NOTE TO MEDIATOR: The mediator shall be responsible for designating the location of the conference, if the parties are not able to agree, and giving timely notice to all attorneys and unrepresented parties of the time and location of the conference. The conference shall be completed by the completion deadline set forth above, and the mediator shall report the results of the conference to the Clerk within five (5) days after the conference is completed if the agreement is to be submitted to the Clerk.

CERTIFICATE OF SERVICE - ORDER OF APPOINTMENT

The undersigned certifies that on this date a copy of the foregoing Appointment Of Mediator By Court Order In Matter Before Clerk Of Superior Court was served on the persons listed below at the mailing address or email address listed below, such as the case may be, as set forth below. For each person listed as being served by email, the email address listed below is the email address of record with this court for that person. The undersigned further certifies that each such person served by email is either (1) an attorney or (2) a person who consented to receive email service in this case at that address, as established by consent filed with the court by any party.

(Provide names and addresses for persons served by mail or email in the spaces below. Attach additional sheets if necessary.)

Name And Address Of Mediator

- ☐ served by depositing copy in a post-paid, properly addressed wrapper in a post office or official depository under the exclusive care and custody of the U.S. Postal Service, addressed to that person at the address listed to the left.

- ☐ served by email to the email address listed to the left.

Email Address Of Mediator (if served by email or by email from ICMS/File & Serve)

- ☐ served by email from ICMS/File & Serve to the email address listed to the left.

Name And Address Of Party Or Attorney

- ☐ served by depositing copy in a post-paid, properly addressed wrapper in a post office or official depository under the exclusive care and custody of the U.S. Postal Service, addressed to that person at the address listed to the left.

- ☐ served by email to the email address listed to the left.

Email Address Of Party Or Attorney (if served by email or by email from ICMS/File & Serve)

- ☐ served by email from ICMS/File & Serve to the email address listed to the left.

Name And Address Of Party Or Attorney

- ☐ served by depositing copy in a post-paid, properly addressed wrapper in a post office or official depository under the exclusive care and custody of the U.S. Postal Service, addressed to that person at the address listed to the left.

- ☐ served by email to the email address listed to the left.

Email Address Of Party Or Attorney (if served by email or by email from ICMS/File & Serve)

- ☐ served by email from ICMS/File & Serve to the email address listed to the left.

Name And Address Of Party Or Attorney

- ☐ served by depositing copy in a post-paid, properly addressed wrapper in a post office or official depository under the exclusive care and custody of the U.S. Postal Service, addressed to that person at the address listed to the left.

- ☐ served by email to the email address listed to the left.

Email Address Of Party Or Attorney (if served by email or by email from ICMS/File & Serve)

- ☐ served by email from ICMS/File & Serve to the email address listed to the left.

Name And Address Of Party Or Attorney

- ☐ served by depositing copy in a post-paid, properly addressed wrapper in a post office or official depository under the exclusive care and custody of the U.S. Postal Service, addressed to that person at the address listed to the left.

- ☐ served by email to the email address listed to the left.

Email Address Of Party Or Attorney (if served by email or by email from ICMS/File & Serve)

- ☐ served by email from ICMS/File & Serve to the email address listed to the left.

Date

Name Of Clerk (type or print)

Signature Of Clerk