

IN RE THE MARRIAGE OF:

\_\_\_\_\_  
Petitioner

vs.

Case Number \_\_\_\_\_

\_\_\_\_\_  
Respondent

## MEDIATION ORDER

This matter coming before this Court on the issue of mediation and the Court being fully advised in the premises:

### FINDS:

That one or more of the issues of parental responsibility, custody, visitation, or access to children are present and in dispute between the parties, that at this time this action is not otherwise determined to be ineligible for mediation, and as authorized by Illinois law and pursuant to local rule 18.03, and Illinois Supreme Court Rule 905:

### IT IS THEREFORE ORDERED THAT:

1. The parties hereto shall participate in the mediation process and this Court hereby appoints as mediator:

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone: \_\_\_\_\_ Fax: \_\_\_\_\_

2. The following are the required issues for discussion in mediation: (check all that apply)

- Initial Custody       Modification of Custody       Joint Custody       Visitation Schedule  
 Visitation Interference Issues       Removal       Other Non-Economic Issues Relating to the Children

Other issues may be mediated upon agreement of the parties and their attorneys.

3. The Mediator's Interim (or Final) Report should be submitted by the first Status of Mediation Court Date, set for \_\_\_\_\_, 20\_\_\_\_ at 9:00 a.m. The Mediator's Report shall be submitted to the Court and to the parties' attorneys prior to said date and prior to any subsequent Mediation status dates.

4. Both attorneys or any pro se party shall immediately forward a copy of this Order to the appointed mediator.

5. Each party shall register for the **Parents, Children & Divorce Program** through McHenry County College at (815) 479-7591, within seven (7) days of this Order. The parties shall report the status as to completion of this program at the Status of Mediation Court Date, set for \_\_\_\_\_, 20\_\_\_\_ at 9:00 a.m.

6. Each party shall contact the appointed mediator within seven (7) days of this Order to schedule mediation. Each party is directed to be fully cooperative in scheduling mediation.

7. The Mediator shall inform the parties of their rights and obligations at the initial mediation session per Family Division Mediation Program Rules, Part 18.00 et seq.

8. The parties shall pay, no later than the first scheduled mediation session, as a retainer, a sum equal to five (5) hours of the appointed mediator's usual and customary hourly rate. The Mediator shall be compensated by the parties at the rate agreed to by the parties and the mediator, or as set by the Court. Petitioner shall pay \_\_\_\_\_% and Respondent shall pay \_\_\_\_\_% of the mediator's fee, including a retainer, without prejudice to reallocation by the Court.

9. Unless otherwise ordered, or at the specific request of the Mediator, neither party, nor counsel for either party, or any person acting on behalf of either party, shall send pleadings, correspondence or other written materials to the appointed mediator.

10. Mediation ordered hereunder is subject to the terms and conditions of the 22<sup>nd</sup> Judicial Circuit Court Rules for McHenry County, Family Division Mediation Program Rules, Part 18.00 et seq.

11. Neither party shall discuss the details of mediation sessions with their minor child or children.

12. Only written discovery on issues not being mediated shall be allowed until receipt of the appointed mediator's final report or termination of mediation, except by Order of the Court.

13. The parties represent to the Court as follows (*At least one box must be checked.*):

- No Orders of Protection have ever been entered involving the parties to this case; or
- The parties are or have been in the past (*check at least one*) involved in a proceeding under the Illinois Domestic Violence Act (IDVA); or
- A current Order of Protection prohibits one of the parties from having any contact with the other party.

COURT DATE \_\_\_\_\_, 20\_\_\_\_, TIME \_\_\_\_\_ ROOM \_\_\_\_\_

**Petitioner:** \_\_\_\_\_ Telephone: \_\_\_\_\_  
Address: \_\_\_\_\_  
Fax: \_\_\_\_\_ Email: \_\_\_\_\_

**Attorney for Petitioner:** \_\_\_\_\_ Telephone: \_\_\_\_\_  
Address: \_\_\_\_\_ Fax: \_\_\_\_\_

**Respondent:** \_\_\_\_\_ Telephone: \_\_\_\_\_  
Address: \_\_\_\_\_  
Fax: \_\_\_\_\_ Email: \_\_\_\_\_

**Attorney for Respondent:** \_\_\_\_\_ Telephone: \_\_\_\_\_  
Address: \_\_\_\_\_ Fax: \_\_\_\_\_

**GAL/AFC/CR Name:** \_\_\_\_\_ Telephone: \_\_\_\_\_  
Address: \_\_\_\_\_  
Fax: \_\_\_\_\_ Email: \_\_\_\_\_

Entered this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_  
\_\_\_\_\_ Judge

Prepared By: \_\_\_\_\_

Attorney For: \_\_\_\_\_