

Office of the State Courts Administrator

Janice M. Fleischer, J.D., Director
Florida Dispute Resolution Center
(850) 921-2910 ■ 922-9290 (fax)
fleischerj@flcourts.org

November 3, 2014

By Certified Mail, Return Receipt Requested and by Regular Mail

Stephen B. Widmeyer



Re: MQB 2013-014

Dear Mr. Widmeyer:

The Mediator Qualifications Board Grievance Complaint Committee (GCC) assigned to your case has met pursuant to rule 10.810, Florida Rules for Certified and Court-Appointed Mediators. The GCC interviewed you regarding a complaint filed against you arising out of a mediation that took place on or about November 6, 2013. The GCC continued its investigatory function and conducted additional interviews of the complainant and attorney participants involved. As a result of those meetings, the GCC has made a determination that probable cause exists and is prepared to issue formal charges of your having violated the Florida Rules for Certified and Court-Appointed Mediators. In particular, the rules below were of concern to the GCC:

10.330(a) & (c)	Impartiality
10.340(b)	Conflicts of Interest
10.350	Demeanor

However, prior to drafting formal charges, the GCC is prepared to offer you sanctions as detailed below.

The mediator agrees to the following:

- 1) Full refund to [REDACTED] all fees paid to you for the mediation.
- 2) Complete six (6) additional Continuing Mediator Education (CME) credits:

- a) You shall complete an additional six (6) hours of CME credits specifically on the subjects of maintaining impartiality, the prohibition of solicitation of future professional services during mediation, disclosure of conflicts of interest, demeanor, and the psychological aspects of divorce.
 - b) These additional hours may not be counted toward the required 16 hours of CME for maintaining your mediator certification. These additional hours must consist of at least three (3) separate lectures on the subjects designated. Two of these hours must be either "in person" or attended/listened to and discussed with at least two other certified mediators. (If this option is accepted, the other mediators must sign an affidavit of attendance and discussion with you). The remaining four hours may be obtained by listening to/watching audio/video tapes on your own.
 - c) All CME must be pre-approved by the Dispute Resolution Center (DRC) Director, Janice M. Fleischer, J.D. In order to obtain approval, you must write the Director providing a list of the courses you intend to attend/listen to/watch. The Director will respond to this request with approval or denial of the courses. Any course not pre-approved will not count toward your six hours.
- 3) Rules and Mediator Ethics Advisory Committee (MEAC) Opinions
- a) You will read and review all the rules listed above; you will then find all the MEAC Opinions in which those rules are listed and read and review them for further guidance.
- 4) Reflective Statement
- a) After the completion of the above requirements, you will submit a reflective report of no less than two pages in length on what you learned from the educational materials utilized and the observations; what you learned about your current practices by reading the MEAC opinions; and how you intend to change your current practices and procedures in the future.
- 5) Completion date:
- a) The sanctions set forth above must be completed within six months of your signing this agreement. You shall provide documentation to the DRC of your completion of the sanctions in writing, sworn and notarized, with appropriate

additional information. The notice providing documentation shall be sent by Certified Mail, Return Receipt Requested to the Dispute Resolution Center, attention Janice M. Fleischer, Director.

- 6) Mediating
- a) During the time you are completing these sanctions, you may continue to mediate.
 - b) Any default of this agreement will result in the GCC submitting formal charges against you to a hearing panel.

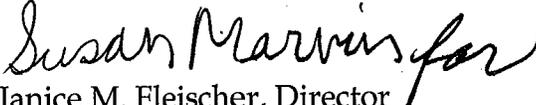
If you choose to accept the sanctions, your acceptance must be indicated by your signature and sworn statement below within 20 days of receipt of this letter to: Dispute Resolution Center, Florida Supreme Court Building, 500 South Duval Street, Tallahassee, FL 32399-1900 by certified mail/return receipt requested.

If we do not hear from you or you decide not to accept the sanctions within the time frame of acceptance and in the same mailing method (certified), the GCC will draft formal charges and forward this matter to the DRC for assignment to a hearing panel pursuant to rule 10.810(m).

If the GCC does not receive your response within twenty days, the GCC will treat your failure to respond as a rejection of the offer and proceed accordingly. Please be advised that by accepting these Sanctions, you waive your right to attorney's fees and costs from the complainant or the DRC in this matter.

If you need procedural assistance, please contact our office at 850-921-2910.

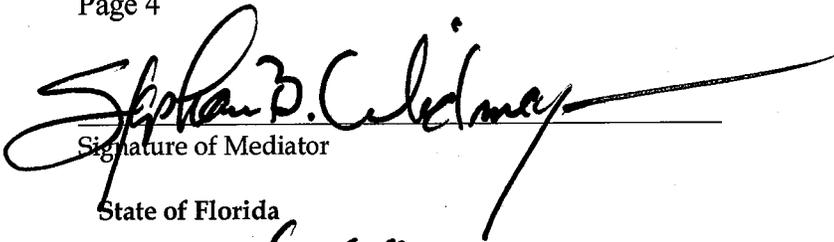
On behalf of the MQB GCC,


Janice M. Fleischer, Director

CONSENT TO SANCTIONS

By my sworn signature and notarization below, I, STEPHAN B. WIDMEYER (NAME), indicate my acceptance of the Sanctions offered and will begin immediately to complete the requirements outlined above.

Stephen B. Widmeyer
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Signature of Mediator

State of Florida

County of Charlotte

Sworn to and subscribed before me this 17 day of November, 2014



(Signature of Notary Public)

(Stamp or Seal of Commissioned Notary Public)

Personally known or Produced ID Type of ID _____

