

FLORIDA SUPREME COURT
Mediator Ethics Advisory Committee

Opinion Number: 2014-006
Date of Issue: September 8, 2014

The Question

Are there any restrictions on the mediator, instead of one of the parties filing the notice or on the court's own initiative, signing and e-filing a Notice of Mediation for county, family, or circuit mediations? Would it be the same whether it is a court-ordered or a privately initiated mediation?

Submitted by a County, Family, Circuit and Dependency Certified Mediator
Southern Division

Authorities Referenced

Rule 10.520, Florida Rules for Certified & Court-Appointed Mediators

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Supreme Court of Florida
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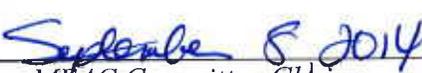
Summary

A mediator may not file a Notice of Mediation unless there is a court order referring the parties to mediation and the parties have selected that mediator or the parties have stipulated in writing to mediation and to that mediator in their case.

Opinion

A mediator may not file a Notice of Mediation unless there is a court order referring the parties to mediation and the parties have selected that mediator or the parties have stipulated in writing to mediation and to that mediator in their case. See Rule 10.520, Compliance with Authority, Florida Rules for Certified & Court-Appointed Mediators.

The answer is the same for court-ordered or privately initiated mediations.

 
Signed and Dated by Beth Greenfield-Mandler, MEAC Committee Chair