

**ACKNOWLEDGEMENT OF MEDIATOR ADVICE
REGARDING REPRESENTATION BY COUNSEL**

Parties Names: _____ and
_____.

It is contemplated that this dispute will come for mediation before **Damon Meeks**, a mediator from the **Meeks Law Firm, LLC** beginning on _____ (Date).

This is to acknowledge that the mediator has advised me that:

It is in my interest to be represented by counsel, both during the term of the mediation sessions and in connection with the drafting of a final agreement;

The mediator is not my counsel or advisor and what he says must not and will not be construed by me to be legal or other advice whether regarding the merits of the dispute, the reasonableness of any settlement, settlement offer, or anything else.

The mediator explained to me that by its nature, in mediation

- (i) the mediator advocates for agreement between the *parties*, advocates for what the *parties* will accept, independently of any evaluation of fairness by him;
- (ii) the parties retain the freedom to contract as they see fit, no matter what the mediator says or thinks;
- (iii) the mediator does not independently investigate the facts or receive law briefs on the subject in dispute and does not undertake herself to study the applicable law or whether the agreement the parties arrive at is lawful or otherwise proper--which is one of the several reasons it is important for parties to have their own lawyer whenever possible, each after mediation and before the final agreement is finalized;
- (iv) because of the above, fairness and justice is not and indeed cannot be the mediator's responsibility; rather, fairness and justice is the responsibility of the parties who retain freedom to contract as they see fit.

Signature

Date