



CONSTRUCTION DISPUTE RESOLUTION SERVICES, LLC
Specializing in Mediation & Arbitration

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BINDING MEDIATION ADDENDUM

PRE-MEDIATION
REVISED 11/01/07

The provisions of this addendum shall supercede all applicable provisions of the Agreement to Mediate.

1. The Parties shall make every effort to resolve disputed items with the assistance and direction of the mediator(s).
2. If the mediation efforts have concluded without a total settlement resolution on all disputed items, a Settlement Agreement will be written to reflect the successfully resolved items, and signed by the Parties. The Mediator(s) shall then render a decision on any of the disputed items that could not be resolved by the Parties during the mediation. A separate Settlement Agreement shall be written to reflect the Mediators' decision(s) and it shall then be accepted and signed by both Parties. If any of the Parties fails to sign that Settlement Agreement, the terms of that Settlement Agreement shall be binding upon the Parties as a result of signing this Binding Mediation Addendum.
3. The Parties acknowledge that the Mediators will be privy to certain personal, private, and confidential information that is volunteered by the Parties during the mediation session. The Mediators' decisions may be due in part to this information.
4. Unless a construction contract or other written agreement specifies the allocation of dispute resolution fees and costs, the Parties shall share the cost of the binding mediation process equally although personal attorneys and witnesses or professional experts are the direct responsibility of each Party.

ACCEPTANCE

PARTIES:

By: _____
Signature

Date: _____

Print Name

Print Company Name

By: _____
Signature

Date: _____

Print Name

Print Company Name

By: _____
Signature

Date: _____

Print Name

Print Company Name