HamptonMediation
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AGREEMENT TO MEDIATE

The undersigned participants hereby agree to conduct a voluntary mediation session to attempt to resolve a dispute between the participants. The participants each hereby agree to submit their dispute to mediation, according to the following terms in regards to the mediation session(s):

1. We understand that this is a voluntary mediation session(s), and that either party or the mediator may terminate any session for any reason at any time.

2. We understand that the purpose of the mediator is to attempt to assist the participants to reach a voluntary settlement agreement to their dispute. The mediator is not a judge and will not make a decision with regard to the dispute. Additionally, the mediator does not represent either participant and does not give legal advice. Rather, the mediator is impartial and will try to help the participants come to their own voluntary agreement and understanding. The participants are free to seek legal advice prior to signing a resolution agreement.

3. Mediation proceedings are considered confidential settlement negotiations and will not be disclosed except as permitted by this Agreement. Communications, statements, as well as notes taken by all persons involved during the mediation process are to be considered by all participants as confidential. The participants agree that no statement, admission, representation, notes, or any other communication made during the mediation session(s), or in setting up and conducting the mediation, will be admissible in a court of law as evidence, nor subject to discovery in a lawsuit.

4. Pursuant to Missouri law, section 435.014 of the Revised Statues of the State of Missouri (RSMo), mediators are not to be subpoenaed or otherwise compelled to disclose any matter disclosed in the mediation process or in setting up the mediation session(s). The mediator will therefore not disclose any communication made during the mediation session(s), except as consented by the participants or required by law.

_____		_____	
Participant	Date	Participant	Date
_____		_____	
Mediator	Date	Mediator	Date