

Supreme Court of Florida

No. AOSC01-17

IN RE: APPELLATE MEDIATION PROGRAM IN
THE FIFTH DISTRICT COURT OF APPEAL

ADMINISTRATIVE ORDER

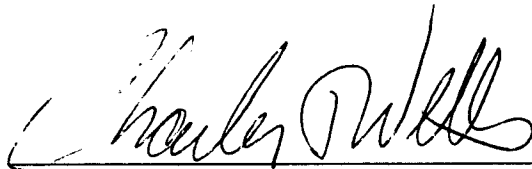
The Florida Supreme Court hereby approves the appellate mediation program in the Fifth District Court of Appeal (hereinafter the Court). The Court shall conduct the program in accordance with the following procedures:

The Court may direct the parties or attorneys for the parties to engage in mediation to consider the possibility of settlement and such other matters as may aid the parties in the disposition of the case, all in accordance with the Florida Rules for Certified and Court-Appointed Mediators. The mediator shall (1) set forth the procedure and time limits for conducting mediation, consistent with any directive of the Court, in light of the particular circumstances of each case; and (2) report any agreement made by the parties as to any of the matters considered, and or impasse, and complete any evaluations of the process required by the Court.

Any agreement reached (and if necessary approved by the trial court) shall be

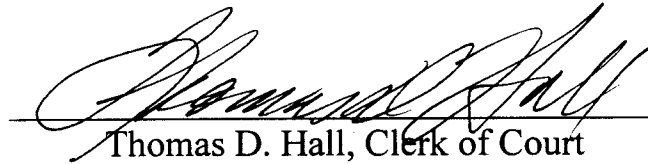
determinative of the issues involved unless modified by the Court to prevent manifest injustice. Mediation shall be conducted by a family mediator, a circuit court mediator, or a dependency mediator certified by the Florida Supreme Court, who has taken an appellate mediation training session sponsored or approved by the Court, and who has applied to so serve pursuant to the Court's conditions and requirements. All proceedings involving appellate mediation shall be confidential in a manner consistent with chapter 44, Florida Statutes.

DONE AND ORDERED at Tallahassee, Florida, on April 16, 2001.



Chief Justice Charles T. Wells

ATTEST:



Thomas D. Hall, Clerk of Court

