
vs.

ORDER OF REFERRAL TO MEDIATION

Having considered the matters in dispute in this lawsuit pursuant to the provisions of Tex. Civ. Prac. & Rem. Code Ann. § 154.001, *et seq.*, the Court finds that this matter should be referred to mediation. It is hereby

ORDERED that this matter is referred to mediation; it is

FURTHER ORDERED that the parties hereto shall confer immediately and, within ten (10) business days of the date of this Order, **may submit an Agreed Order** nominating a Mediator in this matter who is qualified pursuant to Tex. Civ. Prac. & Rem. Code Ann. § 152.003 or § 154.052. In the event the parties submit said Agreed Order within ten (10) business days of the date of this Order, the Clerk of the Court is directed to present said Agreed Order immediately to the Court for consideration and, in the event the Court signs said Agreed Order, the name of the Mediator appearing therein shall be substituted for the name of the Mediator appearing in the following paragraph in this Order, and the Plaintiff/Petitioner herein is ORDERED to transmit the agreed order to all parties and attorneys and notify the mediator named below that the appointment has been revised by agreement.

In the event the parties fail to submit an Agreed Order nominating said Mediator, or the Court refuses or fails to sign said Agreed Order, it is ORDERED that

is appointed Mediator in this matter.

IT IS FURTHER ORDERED that all parties are directed to confer with the Mediator to establish a date for the Mediation. The parties and the Mediator shall attempt to agree on a date for the Mediation. In the event the parties cannot agree on a date, the Mediator shall, within 30 days, select and set a date for Mediation. The Mediation should occur prior to the scheduled pretrial conference in this cause; it is

FURTHER ORDERED that not less than three (3) days prior to the scheduled Mediation the parties shall serve upon the Mediator a Memorandum as specified by the Mediator. The Memorandum shall not be made part of the Court's file in this case; it is

FURTHER ORDERED that all parties to this matter, accompanied by their counsel if so represented, shall appear and attend the Mediation, and that each organization or agency party shall be represented by an officer or representative with authority and discretion to negotiate a settlement. No subpoenas, citations, writs or other process shall be served at or near the location of the Mediation upon any person entering, leaving or attending the Mediation; it is

FURTHER ORDERED that, upon completion of the Mediation, the Mediator is directed to advise this Court when the process was completed, whether the parties and their counsel appeared as ordered, and whether a settlement resulted. As provided by Tex. Civ. Prac. & Rem. Code Ann. § 154.053 and § 154.073, all matters, including the conduct and demeanor of the parties and their counsel during the mediation process, are to remain confidential and will not be disclosed to anyone, including this Court. Except as may be permitted by Tex. Civ. Prac. & Rem. Code Ann. § 154.073, neither the Mediator nor the Mediator's files shall be subject to a subpoena or to a request for production filed by any person; it is

FURTHER ORDERED that, unless otherwise ordered by the Court, or the parties agree otherwise in writing, the Mediator's fees shall be borne equally by the parties, shall be paid by the parties directly to the Mediator and may, upon hearing, be taxed as costs of court.

In addition to the above, if this is a suit affecting the parent-child relationship, IT IS ORDERED that the parties mediate pursuant to Texas Family Code Section 153.0071. Any agreements forthcoming from said mediation shall conform to the requirements of Section 153.0071.

Mediation is an alternative to and not a substitute for trial. This matter will be tried if not settled. Sanctions may be imposed for failure to comply with this order.

SIGNED

Curt B. Henderson, Judge Presiding

ALTERNATIVE DISPUTE RESOLUTION PROJECT

for

REDUCED FEE and PRO BONO MEDIATIONS

Sponsored by

ADR SECTION, COLLIN COUNTY BAR ASSOCIATION

MARCH 15, 2004

Areas of Mediation

| Name | Family/ Divorce | Child Custody | Personal Injury/ Tort | Business/ Commercial | Real Estate | Landlord/ Tenant | Probate/ Elder | Criminal | General Civil | Summary Jury Trials | Arbitra- tions |
|---|--------------------|------------------|-----------------------------|-------------------------|----------------|---------------------|-------------------|----------|------------------|---------------------------|-------------------|
| Abernathy, Richard M. 1700 Redbud Boulevard, Suite 300 McKinney, TX 75069 Telephone: (214) 544-4000 Fax: (214) 544-4040 | | | T | T | | | | | T | T | |
| Amick, Nancy B. 2121 W. Spring Creek Parkway Suite 203 Plano, TX 75023 Telephone: (214) 473-8383 Fax: (214) 473-8500 | T | T | | | | | | | | | |
| Boone, H. Shelton 130 South Kentucky Street McKinney, TX 75069 Telephone: (972) 569-8881 Fax: (972) 569-8882 | T | T | | | T | T | T | | | | |
| Britton, Linda 1704 North Cheyenne Drive Richardson, TX 75080 Telephone: (972) 470-9259 Fax: (972) 470-0111 | T | T | T | | | T | | T | | | |
| | | | | | | | | | | | |

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|---|--------------------|------------------|-----------------------------|-------------------------|----------------|---------------------|-------------------|----------|------------------|---------------------------|-------------------|
| Crowder, Dale F. 4514 Cole Avenue, Suite 1450 Dallas, TX 75205-4181 Telephone: (214) 528-1411 Fax: (214) 528-2070 | | | T | T | | T | | | T | T | |
| Easley, Sharon 5000 Legacy Drive, Suite 400 Plano, TX 75024 Telephone: (972) 578-9597 Fax: (972) 576-0028 | T | T | | T | | T | | | T | T | |
| Hood, Don C. 11884 Greenville Avenue, Suite 103 Dallas, TX 75243 Telephone: (214) 265-0091 Fax: (214) 265-0093 | T | T | T | T | | | T | | T | | T |
| Isaacks, Lewis 777 East 15 th Street Plano, TX 75074 Telephone: (972) 424-8501 Fax: (972) 424-5619 | | | T | T | T | | T | T | T | | |
| Jacobsen, Roger A. 5700 Granite Parkway, Suite 470 Plano, TX 75024 Telephone: (972) 334-0091 Fax: (972) 334-0094 | T | T | | | | | | | | | |
| Jouette, Barbara L. 2780 Virginia Parkway, Suite 401 McKinney, TX 75071 Telephone: (972) 569-8484 Fax: (972) 529-6853 | T | T | | T | T | T | | | | | T |

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|---|--------------------|------------------|-----------------------------|-------------------------|----------------|---------------------|-------------------|----------|------------------|---------------------------|-------------------|
| Levy, Jerome 100 Crescent Court, Suite 700 Dallas, TX 75201 Telephone: (214) 459-6440 Fax: (214) 459-6441 | | | T | T | T | | | | T | | |
| Matlock, Robert J. 201 West Virginia McKinney, TX 75069 Telephone: (972) 529-5554 Fax: (972) 529-1444 | T | T | | T | | | | | | T | T |
| McDowell, Pat 3401 Colgate Dallas, TX 75225 Telephone: (214) 641-5556 Fax: (214) 696-4864 | T | T | T | T | T | T | T | T | T | | T |
| McKearin, George S. 1901 N. Central Expressway Suite 415 Richardson, Texas 75080 Telephone: (972) 889-3825 Fax: (972) 889-3827 | T | T | | | | | | | | | |
| McMillan, Jane-Ashley 101 East Park Blvd., Suite 865 Plano, TX 75074 Telephone: (972) 422-2424 Fax: (972) 424-9630 | T | T | | | | | | T | | | |

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|---|--------------------|------------------|-----------------------------|-------------------------|----------------|---------------------|-------------------|----------|------------------|---------------------------|-------------------|
| Newsom, Tiffany 555 Republic Drive, Suite 312 Plano, TX 75074 Telephone: (972) 312-1230 Fax: (972) 312-1231 | T | T | T | T | T | T | T | | | | T |
| Northcutt, Carolyn 100 East McDermott, Suite 30 Allen, TX 75002 Telephone: (972) 390-1608 Fax: (972) 390-1685 | T | T | | T | | T | T | | | | |
| Orr, Jim 103 East Virginia, Suite 203 McKinney TX 75069 Telephone: (972) 562-3183 Fax: (972) 562-3128 | | | T | T | T | T | T | | T | T | T |
| Parker, Quay F. P.O. Box 430 McKinney, TX 75070 Telephone: (972) 562-2718 Fax: (972) 562-1443 | T | T | T | T | T | T | | T | T | T | T |
| Puhl, Michael R. 201 W. Virginia Steet McKinney, TX 75069 Telephone: (72) 529-5554 Fax: (972) 529-1444 | T | T | | | | T | | | | | T |
| Ramage, Sharon 1415 Harroun Avenue McKinney, TX 75069 Telephone: (972) 562-9890 Fax:(972) 542-6578 | T | T | | | | | T | | | | |

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| Ries, Robert R. 555 Republic Drive, Suite 200 Plano, TX 75074 Telephone: (972) 516-4201 Fax: (972) 422-9182 | | | T | T | T | T | | | T | T | T |
| Roach, John R., Jr. 5000 Legacy Drive, Suite 300 Plano, TX 75024 Telephone: (972) 801-9490 Fax: (972) 801-9407 | T | T | T | T | | T | | | T | | |
| Roberts, William J. 777 East 15 th Street Plano, TX 75074 Telephone: (972) 424-8501 Fax: (972) 422-9322 | T | T | T | T | T | | T | | T | | |
| | | | | | | | | | | | |
| Schlobohm, Maribeth (Betsy) 610 Old Campbell Road, Suite 112 Richardson, TX 75080 Telephone: (972) 680-3264 Fax: (972) 699-9679 | T | T | T | T | | T | T | | T | | |
| Scroggins, Camille Cooper 5000 Legacy Drive, Suite 160 Plano, TX 75024 Telephone: (972) 608-8905 Fax: (972) 608-4301 | T | T | | | | | | | | | |

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|---|--------------------|------------------|-----------------------------|-------------------------|----------------|---------------------|-------------------|----------|------------------|---------------------------|-------------------|
| Wald, Michael 2929 N. Central Expressway, #255 Richardson, TX 75080 Telephone: (972) 690-9700 Fax: (214) 242-2300 | T | | T | T | T | | T | T | T | T | T |
| Winnubst, Mark D. 1100 Atrium II 1701 North Collins Boulevard Richardson, TX 75080 Telephone: (972) 644-8181 Fax: (972) 644-8180 | T | T | | T | T | T | T | | T | | |
| Wright, Susan P.O. Box 1435 Rockwall, TX 75087 Telephone: (972) 772-0285 Fax: (972) 772-0285 | T | T | | | | | | | | | T |