

Nationwide Academy of Dispute Resolution UK Ltd

Stockland Cottage 11 James St, Treforest, Pontypridd Wales CF37 1BU UK : Phone +44(0)1443 486122 : Fax + 44(0)1443 404171

DEFENDANT'S CONSENT TO MEDIATION FORM FCMS02D

You will have received with this form a copy of the Mediation Request form submitted to NADR by the referring party in respect of the dispute between yourself and the claimant. Please complete the panels below to confirm or amend the general details on the Mediation Request form.

CLAIMANT'S NAME:	v	DEFENDANT'S NAME :
▶	▶	
Date: ▶	Claim No ▶	Your ref ▶
Court ▶	Claim Ref: ▶	NADR No ▶
<i>If any:</i>		<i>We supply this number</i>
CLAIMANT'S INFORMATION	DEFENDANT'S RERESENTATIVE (if any)	
Name ▶	Name ▶	
Officer ▶	Officer ▶	
Address ▶		
Tel ▶	Fax ▶	Tel ▶ Fax ▶
Brief description of dispute :		
▶		
Brief description of claim :		
▶		
Last Demand £ ▶ sterling	Last offer £ ▶ sterling	
Is litigation pending ? YES <input type="checkbox"/> NO <input type="checkbox"/>	Status of Discovery	Partial <input type="checkbox"/> Informal <input type="checkbox"/> Complete <input type="checkbox"/>
Confirmation of submission of the above stated dispute to mediation		YES <input type="checkbox"/> NO <input type="checkbox"/>
What information do you need from the other side? (if any)		
▶		
I confirm (if required) that I have sent the defendant the information requested		YES <input type="checkbox"/> NO <input type="checkbox"/>
Reason (if applicable) for refusing to comply with request for information :		
▶		

Mediation is a relatively inexpensive, user friendly method of resolving disputes whereby the parties retain full control over the process. There is no requirement to agree to anything at mediation, which is not acceptable to you. In the event that you decline to submit this dispute to mediation and subsequently pursue the claim in court or through adjudication or arbitration, the adjudicator, arbitrator or judge may take the refusal to mediate into account when awarding costs and even if your claim is successful the normal practice that costs follow the event may be reversed. Furthermore, the respondent may apply to the court for a stay of action pending mediation of the dispute.

You will receive a Notice of Mediation in due course stating the Date, Time and Location of the Mediation and the name of the Mediator assigned to your dispute.

Nationwide Academy of Dispute Resolution UK Ltd

Stockland Cottage 11 James St, Treforest, Pontypridd Wales CF37 1BU UK : Phone +44(0)1443 486122 : Fax + 44(0)1443 404171

What to Do Next.

Tasks		Checkpoint	
Check.	ACTIONS	YES	NO
1 You have received a copy of a Mediation Request Form. Check the administrative details on the form.	CHECKED	<input type="checkbox"/>	<input type="checkbox"/>
2 Has there been any attempt to settle this dispute ?	ATTEMPT	<input type="checkbox"/>	<input type="checkbox"/>
3 If not, arrange a meeting to discuss dispute	ARRANGED	<input type="checkbox"/>	<input type="checkbox"/>
4 Have you considered seeking or sought legal advice ?	SOUGHT	<input type="checkbox"/>	<input type="checkbox"/>
5 Send the Consent Form (Mail or Fax) to The NADR Administrator Stockland Cottage, 10 James St, Treforest, Pontypridd CF37 1BU UK E-Mail : Administrator@nadr.co.uk Fax : 0044 (0)1443 404171	SENT	<input type="checkbox"/>	<input type="checkbox"/>
6 Send a copy of this form (Mail/E-mail or Fax) to the other party	SENT	<input type="checkbox"/>	<input type="checkbox"/>
AFTER WHICH			
7 Prepare for mediation. Compile & submit documents etc	PREPARED	<input type="checkbox"/>	<input type="checkbox"/>
8 NADR will send you Notice of Mediation (date, time, location etc)	RECEIVED	<input type="checkbox"/>	<input type="checkbox"/>
9 Send NADR any outstanding documentation requested. You may receive additional documents from the other party	SENT	<input type="checkbox"/>	<input type="checkbox"/>
10 NADR will send you a Notice of Initiation of Mediation Process	RECEIVED	<input type="checkbox"/>	<input type="checkbox"/>
11 Notify everyone in your team about attendance details	NOTIFIED	<input type="checkbox"/>	<input type="checkbox"/>
12 Attend the Mediation	ATTENDED	<input type="checkbox"/>	<input type="checkbox"/>

We hope that you will be able to reach
a quick, amicable and acceptable
settlement of your dispute.