

Rule 7.1.02 Judicial Mediation

- (a) The Court has an established Judicial Mediation Program. Parties may request judicial mediation by indicating their preference on the Case Management Conference Statement, Judicial Council form CM-110.
- (b) Each civil department will devote one week per month or eight half-day sessions per month to judicial mediation.
- (c) If the case is appropriate for judicial mediation and all parties agree to mediate, the Court will set the judicial mediation for a single session. Parties may agree to judicial mediation at the case management conference or by submitting local form SUPCV 1012, Stipulation and Order to Attend Judicial Mediation or Private Arbitration, at least 10 days before the case management conference. ~~The case management judicial officer will conduct the mediation.~~
- (d) Generally, the case management judicial officer will conduct the mediation. In agreeing to judicial mediation, the parties waive any conflict with the mediator in the event the case is returned to the case management judicial officer (who has served as mediator) for any purpose, including trial.
- ~~(d)~~(e) A person who has the authority to settle the matter must participate in the entire mediation.
- ~~(e)~~(f) Continuation of judicial mediation is disfavored. Absent good cause, any request for continuance filed less than ten days before the scheduled mediation date will be denied. Local form SUPCV 1013, Application and Stipulation for Order to Continue Trial, and a separate declaration will be required for consideration of a request for continuance.
- ~~(f)~~(g) At the conclusion of an unsuccessful mediation, if the matter has not been set for trial, it will be set for the earliest practical date.
- ~~(g)~~(h) At the conclusion of a successful mediation, a return case management conference will be set. No appearance will be necessary if a Request for Dismissal, Judicial Council form CIV-110, has been filed by the return date. Otherwise, each party must file a Case Management Conference Statement, Judicial Council form CM-110, explaining what has transpired since the successful mediation.

(Eff. 7/1/05) (Rev. 7/1/15) (Rev. 7/1/25)