

Mediation Fee Agreement
[USDC, CD CA, ASOP]

Case Name: _____
Court and Case No.: USDC, CD CA, West Div, No. CV- _____ (____x)
Judge: _____
Mediation Date: _____

It is hereby agreed, by and between Alan G. Dowling, Esq., as mediator, and the undersigned counsel and parties to the mediation in the above-described matter, as follows:

1. This mediation is taking place under and pursuant to the rules and auspices of the United States District Court for the Central District of California, Attorney Settlement Officer Panel.
2. After three (3) hours of mediation (excluding pre-mediation preparation), the parties have not yet finally settled and resolved their differences. Accordingly, the mediator has given the parties the option of either (a) concluding the settlement proceeding, or (b) alternatively, continuing the settlement proceeding with the mediator to be paid according to his usual and customary rates, to wit, \$395.00 per hour (plus reimbursement for any expenses incurred by the mediator for mileage, parking, meals or otherwise).
3. The undersigned parties (constituting all the parties to the mediation) have elected to continue with the mediation, and to compensate the mediator for his time, computed in the above manner. Accordingly, Mr. Dowling's time shall be calculated in minimums of one-fifth (1/5) of an hour and billed for at appropriate intervals. Additionally, Mr. Dowling shall be entitled to reimbursement for any expenses incurred by the mediator for mileage, parking, meals or otherwise. All fees and expenses shall be charged to the different "sides" involved in the case on an equal basis, pro rata, and shall be computed at Mr. Dowling's ordinary rate at Mr. Dowling's ordinary rate applicable to private mediations, that is, \$395 per hour. Any such charges shall be billed to the parties through their respective counsel of record, who shall be liable to Mr. Dowling, along with their respective clients, for the payment thereof with fifteen (15) days of being billed, and who guarantee such payment.

UNDERSTOOD AND AGREED TO:

Mediator:

Alan G. Dowling, Esq.

Parties and Counsel:

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| <hr/> <u>Signature</u> | <hr/> <u>Printed Name, Role in Mediation</u> |
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