

Sample Mediation Clauses

Basic

The parties agree that, prior to filing a suit in court or a claim in arbitration relating to this Agreement, they will make a good faith attempt to resolve their differences by mediating under the auspices of the American Health Lawyers Association (“AHLA”). The parties will jointly notify AHLA of their intent to use the mediation service, select a mediator from the AHLA roster, and mediate pursuant to the terms of the AHLA’s Agreement to Mediate.

Specify Site and Date

The mediation will be convened in [City, State] no more than ___ days after the jointly parties notify the AHLA of their intent to use the mediation service or ___ days after one party sends another a notice of intent to sue [or arbitrate], whichever date is earliest. The parties may agree in writing to change the location or extend the deadline for mediating.

Specify Mediator Qualifications

The mediator must be a member of the [state] bar and must have at least five years of full-time or part-time experience in _____ law.