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Bar No.

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN FRANCISCO**

CONSERVATORSHIP/GUARDIANSHIP OF
PERSON ESTATE

Case No.

**MEDIATION CONSENT AND
CONFIDENTIALITY FORM**

We have agreed to try to resolve our problem through mediation.

The mediation will be conducted by a mediator from the San Francisco Superior Court Probate Mediation Panel.

I understand that:

- 1. The Mediator is serving only as a neutral person and does not represent either party in an attorney/client relationship, nor can he or she give legal advice to any party.
 - 2. Each Participant has the right to be assisted by his or her legal counsel if desired.
- The attorney for the (proposed) conservatee or (proposed) ward will be present at the mediation and can participate.

1 3. Participation is completely voluntary. No party gives up any rights to due process
2 under the law if we do not agree to a settlement. The decision to settle a case can
3 only be made by a mutual agreement between the parties. Either party is free to leave
4 the mediation at any time and proceed to trial.

5 4. Communications between Participants and the Mediator are confidential pursuant to
6 California Evidence Code 1115-1128, except that Mediators shall report to the Probate
7 Court any information concerning child abuse or elder abuse, as well as information
8 concerning the commission of a crime of violence.

9 5. Any mediation agreement resulting from the mediation will be presented to the
10 Probate Court for approval.

11 6. Participants agree that the Mediator will not be called as a witness by any of them
12 to testify in Court (pretrial, trial or post-trial) or any other proceeding whether or not
13 the mediation results in an agreement.

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