



Confidential Mediation Statement –

Subject to Tex. Civ. Prac. & Rem. Code § 154.073 and Tex. R. Evid. 408

Submitted by:

Please give a brief summary of the dispute.

What is the style of the case (if filed), including names of all parties and counsel?

Who will appear at the mediation (client representative and counsel) with authority to settle?
Are there any third parties (insurers, adjusters, board of directors, court) that will need to approve any settlement?

When is the case set for trial or final hearing?

What is the status of discovery?

What are the significant areas of factual or legal dispute, as to both liability and damages and/or non-monetary relief?

What are the strengths and weaknesses of your case? What are the best and worst alternatives to a negotiated settlement?

Have the parties had any settlement discussions? What were the last offers or counteroffers?
If sought, what are the fees incurred to date?

What do you see are the main obstacles to productive settlement discussions? Will a joint session at the start of a mediation will help or hinder a resolution?

Anything else I should know?