



MIAMI
CORAL GABLES
NORTHWESTERN DADE
AVENTURA
WEST BROWARD - SAWGRASS
NORTHEAST BROWARD
HOLLYWOOD
JTHS-MIAMI - JUPITER

.MIAMI Association of REALTORS®

MANDATORY MEDIATION

Mediation is now **mandatory** prior to Arbitration.

If you intend to have an Attorney, REALTOR® Counsel, or Witness(es) present at the Mediation Conference, please notify the Association when you file your Arbitration Request/Mandatory Mediation. Please note that any Exhibits produced at the Mediation Conference that you wish to submit at the Arbitration Hearing must be provided to the Association Office, not to the Mediation Officer.

Before an Arbitration Panel is appointed, an attempt is made to resolve the dispute through a Mediator. If the Mediator is not able to help both Parties reach an agreement, an Arbitration Hearing will be scheduled.

Mediation is not binding and, it must be understood by all parties that participation in mediation is entirely mandatory.

The parties are offered the opportunity and encouraged to participate in the mediation process in good faith, and further, are encouraged to abide by the determination.

The parties to mediation may withdraw from the process at any point prior to reaching an agreement. Any offers of settlement that were not accepted or any suggested resolution proposed by the Mediation Officer that was not accepted will not be introduced as evidence nor considered in any manner should the matter require arbitration by the Association's Professional Standards Committee.

However, if the parties agree to a settlement of the dispute, and the settlement has been reduced to writing and has been signed by all of the parties, the matter is deemed resolved and cannot be the subject of a subsequent arbitration hearing.

In the event either of the parties later fails to abide by the terms of the settlement agreement, the matter may not be arbitrated but rather the other party should be encouraged to have the settlement agreement judicially enforced by a court of competent jurisdiction.

Any party who does not respond to the Mediation Officer within seventy two (72) hours will be deemed to have rejected the suggested solution and arbitration will proceed.

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