

Fundamentals of Mediation - Day Two Outline

| Subject Area | Actual Time Allotted | Running Time | Compliance to the Supreme Court Requirements | Correlation to the text book: <i>The Mediator's Handbook</i> |
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| <p>I. Homework from day one Participants will practice with a new partner their revised introduction and preparing the parties to mediate. This role play will include the explanation of the “Legals & VA Statues” during the agreement to mediate. Each party will receive feedback from their partner and make appropriate adjustments</p> | 60 minutes | 8:00-9:00 AM | Role Play with feedback & debrief | |
| <p>II. Stage Three: Decision-Making Resolving the Conflict</p> <p>A. Engage the parties in the generation of possible options to resolve their conflict</p> <p>B. Answer these questions:</p> <ol style="list-style-type: none"> 1) “How do you see this situation being resolved?” 2) “What suggestions do you have to fix this situation?” <p>C. Engage in “Reality Checking” – “What If...”</p> <ol style="list-style-type: none"> 1) Checking solutions to look for flaws that need to be ironed out before final agreement is written <ol style="list-style-type: none"> a) Today is Wednesday. Mr. Smith owes Mrs. Jones \$2500 in back rent. Mrs. Jones says she is willing to accept \$2500 tomorrow (reality check) b) The parties agree that the apartment will be cleaned before they vacate on the 31st (reality check) | 30 minutes | 9:00-9:30 AM | <p>Mediation Process</p> <p>Mediation Skills & Techniques: use of questions, summarizing, listening, reality checking</p> | <p>The Mediation Session Part II: Reaching Resolution pp 57-71</p> <p>Facilitating the Process pp-115-138</p> <p>Solving the Problem pp141-173</p> |
| Break | 10 minutes | 9:30-9:40 AM | | |

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| <p>III. Special Issues in Mediation</p> <ul style="list-style-type: none"> A. Balance of power B. Nonverbal cues C. Use of caucus D. Impasse E. Dealing w/difficult people | 60 minutes | 9:40-10:40 AM | Mediation Skills & Techniques: | Supporting the People pp 93-111 |
| <p>IV. Watch Mediation Samples from You Tube w/discussion</p> <ul style="list-style-type: none"> A. Mediation in Action (Acasorguk) – 25 minutes B. Review 4 phases of the Mediation – 11 minutes C. Contract Mediation (Marv Turner) 10 minutes <ul style="list-style-type: none"> 1) Participants will practice active listening, taking notes, creating an agenda of issues, generating questions (please note these videos may change because more become available every day) | 90 minutes | 10:40-12:10 PM | Mediation Skill & Techniques: | There are a number of good short to intermediate videos on you tube that pertain to mediation |
| Lunch | 35 minutes | 12:10-12:45 PM | | |
| <p>V. Full Mediation Role Play & Debrief (4 hours of role play)</p> <ul style="list-style-type: none"> A. See attached exercise with three scenarios B. Notes from mediation exercise will be used on day three to write an agreement | 4 hours | 12:45-4:45 PM | Role Play including preparation & debriefing | |
| <p>Homework: Read Standards of Ethics & Professional Responsibilities for Certified Mediators and UPL (instructor will email the participants these documents upon registration for course)</p> | 15 minutes | 4:45-5:00 PM | | |