

Full-Day Mediation (subject to Case-Specific Considerations, below)

	Austin or Online Mediations	Other Major Texas Cities (in-person) <i>Includes travel expenses & time</i>	Continental US or Canada (in-person) <i>Includes travel expenses & time</i>	Outside Continental US or Canada (in-person)
2 parties	\$2,900 / party	\$3,500 / party	\$7,900 / party	Email me for a fixed fee quote based on location, anticipated travel expenses, nature of your dispute and number of parties
3 parties	\$2,400 / party	\$2,800 / party	\$5,800 / party	
4 parties	\$2,000 / party	\$2,400 / party	\$4,600 / party	
5 parties	\$1,800 / party	\$2,100 / party	\$3,900 / party	
6–10 parties	\$1,600 / party	\$1,900 / party	\$3,500 / party	
>10 parties	negotiable			

What’s included in the standard fee. Supplemental invoices are rare. The above fees include:

- A true “full day.” As long as I’m done by midnight (for Austin or online sessions), catch the last flight home (for other Texas locations), or get back to a hotel that night (for out of state locations), your fee has it covered.
- Preparation, including pre-session calls with all parties’ counsel
- Travel time and expenses, including airfare and, for out of state mediations, two-nights lodging
- Lunch served on site (except for online mediations)
- Up to 3 hours of any needed follow-up in succeeding days or weeks (thereafter at \$600/ hour divided equally)

What a “party” is. A “party” is one or more participants represented solely by the same counsel. Separate counsel means a separate mediation “party” without regard to issue alignment. Also, if the number of parties changes between confirmation and mediation day, the fee would change with appropriate increase or decrease of the fee.

What the rates reflect. The fees reflect the demand for my services across the country, the nature of these cases, and the commitment parties are expected to bring to the process.

Other Fee Considerations and Charges

Case-specific Considerations. Based on what you tell me about the dispute, a different standard fee could apply in particularly complex disputes, or if unusual preparation time or extended post-mediation work is anticipated. For multi-session, hour-based mediations, I charge \$600 per hour plus expenses with a retainer to secure final payment.

Post-session Supplemental Billing. While supplemental invoices are rare, if pre-session work was substantially more than reasonably anticipated, post-session follow-up exceeded 3 hours, and/or (for Texas mediations only) I missed that last flight home causing me to invest time going home the next day, I charge \$600 per hour (to be divided) for the additional time, plus unanticipated expenses (such as an unanticipated hotel stay).

Other Possible Charges. Occasionally, parties will be responsible for charges associated with in-person mediations not held the office of one of the attorneys or outside Austin—typically use of a conference facility. If I need to reserve a conference facility, I anticipate any charges in advance and incorporate it into a slightly revised per party fee.

Half-day Mediations: I only do them in 2-party cases in Austin or on-line and when booked within one week of the mediation date. The fee is \$1900 per party.

Payment, Cancellation and Other Policies

Payment Due Date and Guarantee. Payment must be received ten (10) business days before the mediation and made payable to Van Osselaer Dispute Resolution PLLC (Tax ID # 46-4228210). If fees are not timely paid by all parties, the session is subject to cancellation. Additional charges, if applicable, are billed promptly after the mediation and due upon receipt. All fees and charges are guaranteed by the party and by the party’s counsel.

Cancellation. If the mediation is cancelled for any reason (including non-payment by any party), a cancellation fee is assessed against all parties, who are jointly and severally liable for the entire fee. The cancellation fee is 25% (plus any non-refundable expenses) if cancellation is on less than ten (10) calendar days’ notice and 50% if it is on less than five (5) calendar days. The full fee is earned two (2) business days before a mediation’s first scheduled day.

Other Terms. Participation in the mediation, including by a substantive pre-session conversation with me, submission of a mediation statement or attendance at mediation constitutes agreement to these terms, as well as those of the *Mediation Fees* and *Online Mediation Protocol* documents, and the confirmation email.