

**PROPOSED RESOLUTION
DISPUTE RESOLUTION SECTION
REPORT ON NOTICE OF MEDIATION ALTERNATIVE**

WHEREAS, the use of mediation in New York has grown tremendously over the past decade, and mediation can offer tailored resolutions not available in court; and

WHEREAS, the majority of users of mediation view the mediation process as fair and useful in many cases; and

WHEREAS, the goal of encouraging the wider consideration of mediation could be furthered by having counsel provide clients with a Notice of Mediation Alternative at the commencement of representation in a dispute-related matter;

NOW, THEREFORE, IT IS

RESOLVED, that the New York State Bar Association approves the report and recommendations of the Dispute Resolution Section with respect to amending Part 1210 of the Joint Rules of the Appellate Division to provide for a Notice of Mediation Alternative; and it is further

RESOLVED, that the officers of the Association are hereby empowered and directed to take such action as may be required or deemed appropriate to achieve the implementation of these recommendations.