

THIS FORM IS TO BE USED UNDER THE RULES FOR MEDIATED SETTLEMENT CONFERENCES OF THE  
**NORTH CAROLINA INDUSTRIAL COMMISSION**

I. C. File No. \_\_\_\_\_

\_\_\_\_\_  
Plaintiff

v.

\_\_\_\_\_  
Defendant

\_\_\_\_\_  
Carrier

**ORDER FOR  
MEDIATED SETTLEMENT  
CONFERENCE**

APPEARANCES

\_\_\_\_\_  
Name of Plaintiff or Plaintiff's Attorney

\_\_\_\_\_  
Telephone and Fax numbers of Plaintiff or Plaintiff's Attorney

\_\_\_\_\_  
Email Address of Plaintiff or Plaintiff's Attorney

\_\_\_\_\_  
Name of Defendant or Defendant's Attorney

\_\_\_\_\_  
Telephone and Fax numbers of Defendant or Defendant's Attorney

\_\_\_\_\_  
Email Address of Defendant or Defendant's Attorney

IT IS HEREBY ORDERED that the parties in the above captioned case and their attorneys shall participate in a mediated settlement conference, pursuant to NC General Statutes 97-80(c) and 143-296 and the Rules for Mediated Settlement Conferences of the North Carolina Industrial Commission. The conference shall be completed within 120 days from the date of this Order.

IT IS FURTHER ORDERED that the parties shall have 21 days from the date of this Order to select a mediator by agreement or designate a list of mediators by agreement from which the Commission will select a mediator. Within 21 days from the date of this Order, the parties shall file a stipulation as to the mediator on IC Form MSC4, *Designation of Mediator*, or a notice of the parties' failure to agree on a mediator. See Rule 11 NCAC 23G .0102.

The parties and a mediator selected by agreement shall agree upon the mediator's rate of compensation. A mediator appointed by the Commission will be compensated at the rate of \$150 per hour for time spent in the mediated settlement conference, to be billed in quarter hour segments, in addition to a \$150 administrative fee, in accordance with Rule 11 NCAC 23G .0107.

**All parties, their attorneys, and individuals with authority to settle the claim shall attend the mediated settlement conference, as set forth in Rule 11 NCAC 23G .0104(a).**

At least 15 days prior to mediation, the parties shall exchange all medical and rehabilitation records available to the parties related to the injury in question and any recorded statements, expert opinions, reports, tapes, photographs, and other documents that are relevant or material to the issues in controversy.

If there is a pending request for hearing, this case will be set for hearing on the next available calendar, and the hearing date may be prior to the deadline for completing mediation. Any request to continue a hearing to a later date to allow additional time to mediate the case prior to hearing shall be filed with the Deputy Commissioner assigned to hear the case. If the case is settled prior to hearing, it will be removed from the hearing calendar following notice of the settlement to the Deputy Commissioner assigned to hear the case.

HEREBY ENTERED AND ORDERED, this \_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

NORTH CAROLINA INDUSTRIAL COMMISSION

By: \_\_\_\_\_  
Dispute Resolution Coordinator