

**SUPREME COURT, COUNTY OF SUFFOLK
COMMERCIAL DIVISION IAS PART 44/46**

PRESENT:

HON. _____
JUSTICE

INDEX NO. _____

Plaintiff(s)

MEDIATION REFERRAL
ORDER

against

Defendant(s)

The above matter having come on for a conference, and upon consent of the parties and counsel for the parties, said parties and their respective counsel, are hereby directed to:

1. Arrange time to meet with the Mediator for the purpose of resolving their outstanding differences.
2. Comply with the following:

All statements made by the parties in the context of the meeting(s) contemplated herein shall be deemed to be made solely for the purpose of settlement and shall not be disclosed, except for the following:

- a) the parties to the mediation and their attorneys may specifically agree in writing to waive confidentiality with respect to any or all issues;
- b) agreements signed by all the parties and submitted to the Court for review;

The Trial Court will not ask the Mediator for either a written or oral report with regard to this matter (other than the Mediation Disposition Report). Furthermore, the Mediator shall not be called as a witness by either party or the Court .

The foregoing constitutes the order of this Court.

J.S.C.

Dated: _____
Riverhead, New York