**Small Claims Mediation 5/23/17**

Mark Nelson <nelsonm@ewashtenaw.org> Mon, May 22, 2017 at 8:59 AM

Reply­To: madcm@googlegroups.com

To: "madcm@googlegroups.com" <madcm@googlegroups.com>

If your court is mediating small claims cases would you share how you are documenting resolution to the mediation and what the parties need to do if the mediated terms are not followed.

Thank you,

Mark

Mark W. Nelson

Magistrate / Court Administrator

14B District Court

7200 S. Huron River Drive

Ypsilanti, MI 48197

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Skorich, Dan <SkorichD@clinton­county.org> Mon, May 22, 2017 at 9:18 AM

Reply­To: madcm@googlegroups.com

To: "madcm@googlegroups.com" <madcm@googlegroups.com>

After about a year into our program we settled on this procedure. We require that a Judgement be entered in each case so that no one has to come back if the terms are not followed.

The judgement speaks for itself. If a payment plan is part of the judgement then no enforcement is allowed so long as that plan is followed. If the parties agree, the judgement can be set aside upon completion of the agreement/payment plan.

Dan Skorich

Magistrate/Court Administrator

65A District Court

100 E State St, Ste 3400

St. Johns, Mi 48879

Phone: (989) 224­5150, Facsimile: (989) 224­5154

Email: SkorichD@clinton­county.org

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James Patrick Brennan <jbrennan@ferndalecourt.com> Mon, May 22, 2017 at 9:32 AM

Reply­To: madcm@googlegroups.com

To: MADCM <madcm@googlegroups.com>

Good morning Mark.

The parties sign a consent to mediation. If the mediation results in a consent with terms, both parties sign and then it's presented to me for signature. The Plaintiff is responsible for informing the Court when satisfied. If it isn't satisfied, the Plaintiff can bring a motion to set aside. A hearing is held and collection, such as garnishment, can be ordered. Pat

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danieljgoulette via MADCM <madcm@googlegroups.com> Mon, May 22, 2017 at 11:59 AM

Reply­To: madcm@googlegroups.com

To: madcm@googlegroups.com

We do it by consent judgement at 41B.

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Anderson, Charles W., III <Charles.Anderson@36thdistrictcourt.org> Mon, May 22, 2017 at 1:00 PM

Reply­To: madcm@googlegroups.com

To: "madcm@googlegroups.com" madcm@googlegroups.com

We do the same as Pat and Dan. However, we are reviewing mediation because the mediators take a very long time per case and we have a lot of cases. Folks are here all day because mediation is in the morning and trials in the afternoon. The magistrates try to settle cases too. We can try cases faster than the mediators work.

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Liz Stankewitz <liz@cheboygancounty.net> Mon, May 22, 2017 at 2:22 PM

We generally do a consent judgment.

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James Patrick Brennan <jbrennan@ferndalecourt.com> Mon, May 22, 2017 at 1:22 PM

Hi Charles. I do my trials on a different date. This enables me to manage my docket and the parties get a date certain.

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On May 22, 2017 1:00 PM, "Anderson, Charles W., III" <Charles.Anderson@36thdistrictcourt.org> wrote:

We do the same as Pat and Dan. However, we are reviewing mediation because the mediators take a very long time per case and we have a lot of cases. Folks are here all day because mediation is in the morning and trials in the afternoon. The magistrates try to settle cases too. We can try cases faster than the mediators work.

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Anderson, Charles W., III <Charles.Anderson@36thdistrictcourt.org> Tue, May 23, 2017 at 6:35 AM

I suggested that but court administration made the decision.