

Mediation Research Guide

Overview

This research guide includes information and resources on mediation. A nonbinding form of alternative dispute resolution, mediation involves a “neutral third party who tries to help the disputing parties reach a mutually agreeable solution.” (*Black’s Law Dictionary, 11th ed.*) The resources listed below are not exhaustive and may not include the most up-to-date information. It is for information purposes only and should not be construed as legal advice or act as the substitute for legal counsel.

Statutes and Codes

Texas Statutes Online www.statutes.capitol.texas.gov

Texas Family Code

- Ch. 6 Suit for Dissolution of Marriage Subchapter G Alternative Dispute Resolution §6.602 Mediation Procedures <https://statutes.capitol.texas.gov/Docs/FA/htm/FA.6.htm#G>

Civil Practice and Remedies Code (CPRC)

- Ch. 154 Alternative Dispute Resolution Procedures §154.023 Mediation <https://statutes.capitol.texas.gov/Docs/CP/htm/CP.154.htm>

Secondary Resources in Print

The Alternative Dispute Resolution Practice Guide KF 9085.A933

- Vol. 1, Part III Mediation Chs. 23-35

Texas Lawyer’s Series: Alternative Dispute Resolution

- Ch. 1 Mediation
- Ch. 4 Forms

Mediation: Fundamental Fairness: An Essential Handbook KF 9084.A9M3

Texas Family Law Practice Manual KFT 1294.T4S7

- Vol. 2, Ch. 18 Alternative Dispute Resolution and Informal Settlement

Texas Litigation Guide KFT 1730.T4

- Vol. 6, Ch. 98 §98.04[1][c] Limits on Trial Courts Ability to Sanction
- Vol. 7, Ch. 104 Alternative Dispute Resolution §104.02[2] Nature of Alternative Procedures – Mediation

Texas Civil Procedure: Pretrial Litigation KFT 1737.D67

- Ch. 12 Settlement and Alternative Dispute Resolutions §12.02[B] Mediation

West’s Legal Forms KF 170.W4

- Vol. 26, Ch. 2
 - Section IV: Mediation
 - Section VII: Mediation-Arbitration

Texas Trial Handbook 3D REF KFT 1738.t4

- Vol. 1, Ch. 5 Alternative Dispute Resolution
 - Section II. Mediation §5:7 *et seq*
 - Section IX. Forms §5:39-5:40

CLE Materials

Advanced Family Law KFT 1294.S83

- 2021 Ch. 65 Effective Mediation
- 2020 Ch. 26 With a Little Help from My Friends: Working with Financial Experts
- 2020 Ch. 70 I’m a Believer: Interest-Based Negotiation Techniques in Family Law
- 2019 Ch. 71.2 Mediation: Some Fundamentals
- 2018 Ch. 70 Mediation Agreements: How to Enforce or Avoid Them

- 2018 Ch. 74 How to Succeed in Mediation
- 2015 Ch. 55 Sealing the Deal in Mediation: Overcoming the Rogue Factor
- 2015 Ch. 56 When Emotion Overwhelms Reason, Using Mental Health Professionals in the Negotiation and Mediation Process to Help Clients Make Effective Strategic Decisions
- 2015 Ch. 58 Winning at Mediation

Alternative Dispute Resolution Law Course KFT 1760.3.A75S7

- 2012 Ch. 1 Ethical Guidelines for Mediators
- 2012 Ch. 2 Mediating in the Red Zone: Advanced Mediation Training on the Field
- 2011 Ch. 1 Micro-Interventions in Mediation
- 2011 Ch. 2 An Overview of Mediation in Mexico: Its Past, Present and Future

Mediation 2001: Alternative Dispute Resolution Seminar 1996 KFT 1760.3.T37

Family Law 101 KFT 1294.A75 F351

- 2020 Ch. 4 Win-Win at Mediation
- 2015 Ch. 6 Spit Shining Your Case and Client for Mediation

Marriage Dissolution Institute KFT 1300.M372

- 2022 Ch. 21 Looking for Love: Settlement Agreements, subsection III: Mediated Settlement Agreements

Marriage Dissolution 101 KFT 1300 M3732

- 2022 Ch. 6 Preparing for Mediation for a Success Outcome

American Arbitration Association (AAA) Rules – *(multiple mediation related documents available)*
<https://www.adr.org/Rules>

Article: Mediation (TexasLawHelp)
<https://texaslawhelp.org/article/mediation>

Legal Assistance

Legal Lines – Ask Attorneys simple legal questions (free service)

- Tarrant County LegalLine Sign-up
<https://www.tarrantbar.org/>
- Dallas County LegalLine Sign-up
<https://www.dallasbar.org/index.cfm?pg=legalline>

Tarrant County Bar Association Lawyer Referral Service: 817-336-4101 (\$20 for the first 30 minutes)

Online Resources

Tarrant County Dispute Resolution Program (DRP)
<https://www.tarrantcounty.com/en/dispute-resolution-program.html>

Mediation & Alternative Dispute Resolution (Texas State Office of Administrative Hearings)
<https://www.soah.texas.gov/mediation-alternative-dispute-resolution>

Alternative Dispute Resolution Section (State Bar)
<https://texasadr.org/resources/clauses-forms/>