



State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION

OFFICE OF DISPUTE RESOLUTION

P.O. BOX 402, MAIL CODE 401-07, TRENTON, NEW JERSEY 08625-0402

PHILIP D. MURPHY
Governor

CATHERINE R. McCABE
Commissioner

SHEILA Y. OLIVER
Lt. Governor

MEDIATION AGREEMENT

In accordance with the principles of mediation accepted by the courts of New Jersey and other applicable rules, the mediation participants agree to comply with the following:

1. Mediation communications are confidential to the extent agreed upon by the parties and as may be provided by other law or rules of this State, including, but not limited to, the Uniform Mediation Act, N.J.S.A. 2A:23C-1 et seq.;
2. The parties agree that the Uniform Mediation Act, N.J.S.A. 2A:23C-1 et seq., confidentiality and non-disclosure provisions apply to this matter;
3. Any statements offered during mediation may not be used in subsequent proceedings to prove the validity or invalidity of a claim consistent with New Jersey Rules of Evidence 408.
4. Not to disclose to any subsequently assigned judge the content of the mediation discussion;
5. Not to subpoena the mediator for any subsequent proceedings;
6. To mediate in good faith; and
7. Any mutually acceptable decision reached during the mediation will be binding and be an enforceable agreement under applicable statutes and regulations.

Mediation Name: _____ **Date:** _____

Print Name

Signature
