

**2018 MEDIATION COUNCIL OF WESTERN PA ROUNDTABLES**

**Place:** Leech Tishman, 525 William Penn Place, 29<sup>th</sup> Floor

**Time:** 5:45pm

**Cost:** \$0 for MCWP Members, \$20 for Non-Members

Leader	Topic	Date
Sally Cimini Carole Katz	<p><b>Diffusing Bad Faith Mediation Threats</b> (1 Substantive CLE Credit)</p> <p>As mediators, we hear one side accuse the other of “bad faith” mediation. Occasionally, parties even assert that accusation in a motion to a court, embroiling the mediator in this “bad faith” ancillary dispute. As mediators, what can we do before, during and after the mediation to diffuse accusations of bad faith by one side against the other?</p>	February 26
Karen Engro Jason Byron	<p><b>GO CO: The Who, What , When, Where and Whys of Co-mediation</b> (1 Substantive CLE Credit)</p> <p>The session will discuss the use of two mediators with varying skills working as team to resolve issues. Case examples in the federal court context include situations where co-mediators, one with subject matter expertise, the other with process expertise, have proven beneficial. We will also discuss the use of co-mediation in the health care field including the programs at Rush University Medical Center and UPMC. Don't be surprised by a simulation exercise!</p>	April 16
Jennefer Handke	<p><b>Good Mediators Ask GREAT Questions</b> (1 Substantive CLE Credit)</p> <p>Good leaders are those that focus their attention on <i>asking</i> questions rather than answering them. Why? Because they’ve learned the power of questions. As mediators, we know that asking the right question at the right time can make all the difference in the world. What makes questions so powerful? How do we find that right question? In this workshop we will explore distinctive styles of questions and how to use them successfully. You will discover your own questioning style and work in groups to identify questions that will help the parties in your next mediation!</p>	June 18
Judi Teeter	<p><b>Is a Mediator Like a Bus?: How Legal Ethics May Inform the Question of Case Discrimination by Mediators</b> (1 Ethics CLE Credit)</p> <p>Judi Teeter will lead a discussion of the recent article, <i>Is a Mediator Like a Bus?: How Legal Ethics May Inform the Question of Case Discrimination by Mediators</i>, 52 Gonzaga L. Rev. 327 (2017). The article notes that mediators, in becoming aware of their own biases in mediation, might conflict with the federal anti-discrimination laws if they decline to serve in a case in which that bias is based on a protected characteristic such as gender identity, sexual orientation, race, or religion. Judi will provide copies of the article, discuss the author’s premises and conclusions, and ask for input from participants on their own experiences or struggles with impartiality.</p>	August 20

<p>Bev Ross Dawn Lehman</p>	<p><b>Restorative Justice and Victim Offender Dialogue</b> (1 Substantive CLE Credit)</p> <p>The first segment of this presentation will utilize a research-focused perspective on the historical impetus of restorative justice and discuss a variety of culturally specific interventions and their etiologies. Using a comparative approach, differences between the traditional adversarial court model and the cooperative nature of the restorative model will be addressed and evaluated for efficacy as they are implemented in a variety of social contexts.</p> <p>This presentation will also focus on Restorative Dialogue process (known as Victim Offender Dialogue) in which victims of crime meet directly with the juvenile who committed and offense against them, in order to determine the best possible outcome. The presentation will include a description of this process in comparison to a mediation process. Specifically, (RJ) as a framework for responding to crime by focusing on repairing harm rather than punishment will be reinforced.</p>	<p>October 15</p>
<p>Chaton Turner Selina Shultz</p>	<p><b>Apology in Mediation through the lens of Divorce and Medical Malpractice</b> (1 Substantive CLE Credit)</p> <p>This session will discuss the power of apology, specifically in Divorce and Medical Malpractice. However, it will also address broader issues of apology in all types of cases, such as the elements of an effective apology, why apologies change the conversation, barriers to apology, and our ethical role as conflict managers in either remaining quiet or encouraging apologies.</p>	<p>Dec. 17 (date TBC)</p>