

MODULES

MODULE I

- I. OVERVIEW OF MEDIATION
 - A. What is conflict resolution?
 - B. Methods of Divorce
 - C. Supreme Court Mediation Rules
 - D. Uniform Mediation Act
 - E. Local rules (Mandatory Mediation by Jurisdiction)

MODULE II

- I. CONFLICT RESOLUTION THEORY
 - a. Positional Negotiation v. Interest – Based Negotiation
 - b. How to shift from Positional to Interest Based Negotiation
 - c. How to say “NO” and still get to “YES”

MODULE III

- I. OVERVIEW OF THE MEDIATION PROCESS

MODULE IV

- I. THE INITIAL CONSULTATION
 - a. Ask couple about their “Priorities”
 - b. Rules of Mediation
(Review Manual Materials)
 - c. Average Costs of Mediation
(Review Manual Materials)
 - d. Agreement of Confidentiality

- e. Agreement to Mediate
- f. Video; “Initial Mediation Consultation”

MODULE V

- I. Set agenda of Issues to be Resolved

MODULE VI

- I. Finances

MODULE VII

- I. Helping Parties Negotiate
 - a. Basic Negotiating Skills
(see list in Manual)
 - b. Conflict Resolution Techniques
 - c. Reframing
 - d. Anger Management Techniques

MODULE VIII

PARENTING PLANS

- a. Uniformity of Research on Effects of Parental Conflict on Children
- b. Psychological and Emotional Aspects of divorce
- c. Wallerstein and Kelly 25 Year Research Study
- d. Parenting Goals
(see materials)
- e. Commitment to Children
(see materials)
- f. Critical Factors that Determine Outcome for Children (Einstein’s Theory:
Is the World Safe or Dangerous?)
- g. Brainstorm Custody and Visitation Options
(Basic Plan)
- h. Customized Plan

- i. College Expenses
- j. Live Demonstration

MODULE IX

CHILD SUPPORT

- a. Child Support Calculations (different by state)
- b. Possible Mandatory Parenting Class
- c. Live Demonstration of Mediating Child Support

MODULE X

SCREENING FOR AND ADDRESSING DOMESTIC VIOLENCE

- a. Client Personal History and Background Questionnaire
 - 1. Spousal Abuse
 - 2. Child Abuse
 - 3. Substance Abuse
 - 4. Mental Illness
- b. Understanding the Nature and Dynamics of Domestic Violence

MODULE XI

PROPERTY DIVISION

- a. Statement of Property Worksheet
- b. Gathering and Assembling Documentation
- c. Difference between Marital and Separate Property
- d. Discuss Needs/Goals of Each Party
- e. Brainstorm Options
- f. Help Couples Negotiate a Plan that Meets their Needs
- g. Record Decisions on Schedule III

MODULE XII

TAX ISSUES REGARDING CHILDREN

- a. Mediating tax issues

MODULE XIII

ETHICS IN MEDIATION

MODULE XIV

DIFFERENT APPROACHES TO MEDIATION

MODULE XV

REFERENCE MATERIALS AND RESOURCES

