

PEPPERDINE

School of Law

## STRAUS INSTITUTE FOR DISPUTE RESOLUTION



and AUSTRALIAN INTERNATIONAL  
DISPUTES CENTRE

*Present*

## ADAPTING MEDIATION SKILLS FOR LITIGATED CASES

**MARCH 11-13 2015**  
IN SYDNEY, AUSTRALIA

**TO REGISTER: CALL 61 02 92390700**

### LOCATION AND TIME

The course meets at Level 16, 1  
Castlereagh Street, Sydney NSW 2000

**FROM 8:30 AM TO 5:00 PM EACH DAY.**

FOR TEN CONSECUTIVE YEARS U.S. NEWS & WORLD REPORT HAS NAMED STRAUS INSTITUTE FOR  
DISPUTE RESOLUTION THE #1 DISPUTE RESOLUTION PROGRAM AT AMERICAN LAW SCHOOLS.

### COURSE DESCRIPTION

The Mediating the Litigated Case professional development program offers a unique opportunity for practising mediators to deepen their understanding about the mediation process in a format geared specifically toward civil litigation cases. Taught by experienced lawyers, who have made the transition from litigation to mediation practice, course participants will learn the essential skills required to serve as mediators in these contexts. This course will provide a system for assisting mediators in managing elements of distributive bargaining that is customary in litigated contexts.

The program will focus on mediation skills but will also deal with issues specific to the adversarial setting

including managing legal representatives, the parameters of confidentiality, and concerns about discovery. It will focus on issues of particular concern to lawyer-mediators including the proscription of dual representation, providing legal information and advice, conflicts of interest, drafting mediation agreements, and various ethical dilemmas. Other skills most often used by mediators in complex commercial mediation cases will be covered and include the mediator's role in discouraging offensive opening offers, effective use of caucus, separate meetings, and shuttle negotiation, facilitating closure, reality testing, and the tension between fairness and neutrality.

### REGISTRATION

THE FEE IS \$2,500  
PLUS GST

**TO REGISTER AND MAKE PAYMENT CALL AIDC**  
on 61 02 9239 0700 or visit the website at [www.disputescentre.com.au](http://www.disputescentre.com.au)  
For more information email [learningevents@disputescentre.com.au](mailto:learningevents@disputescentre.com.au).

# ADAPTING MEDIATION SKILLS FOR LITIGATED CASES

---



**LAURENCE BOULLE**

**Laurence Boulle** is Professor of Law at the Thomas More Law School, ACU North Sydney, where he teaches commercial law, alternative dispute resolution and trade law subjects. He established the Dispute Resolution Centre at Bond University in the early 1990s and has taught mediation and dispute resolution subjects since. Boulle has taught and trained several thousand lawyers, judges, managers, accountants, community organisers and public servants in conflict management and dispute resolution and has worked in the Pacific, Australasia, Asia, Africa and Europe. His books on mediation have been published in Australia, the US, New Zealand, the UK, South Africa and Singapore. After five years in legal practice he became an academic and has also conducted a mediation practice in many Australian jurisdictions over the past 22 years. He served as Chair of NADRAC for two terms, as Director of the Mandela Institute in Johannesburg for three years, and as Chair of the Mediator Standards Board, of which he is still a Director, for three years. Boulle is the current LEADR Fellow (2013-5).

---



**STEPHANIE BELLER**

**Stephanie Bell** is an Assistant Professor of Law and Assistant Director of the Straus Institute for Dispute Resolution. She supervises the Mediation Clinic and teaches Mediation Theory and Practice and Criminal Law. Prior to joining Pepperdine, she served as the manager of the King County Alternative Dispute Resolution Program and Interlocal Conflict Resolution Group, a tri-county labor-management and public policy mediation program in the area around Seattle, Washington. Prior to this she was the alternative dispute resolution coordinator for the City of Seattle where she designed and implemented a labor and employment mediation program for city government. Before joining Straus full-time, Bell served as an adjunct professor at Straus, the Seattle University School of Law, and the University of Washington master of public administration program. Bell earned her BA with honors in American civilization from Brown University, and her JD from the University of Washington School of Law.

---



**JIM CRAVEN**

**Jim Craven** is a lawyer, mediator, and frequent speaker in the conflict resolution field. He has been practicing law for 40 years and remains of counsel to the Spokane, Washington, law firm of Evans, Craven & Lackie which he co-founded in 1978. He has extensive experience in the mediation of complex disputes, having served mediation clients throughout the northwest since 1990. He serves on the construction, commercial and mediation panels of the American Arbitration Association, and is a member of the Washington Mediation Association. Craven was a trial lawyer for over 25 years before becoming a full-time neutral. His trial practice emphasized complex construction, environmental, commercial, and professional negligence litigation. He received his law degree from Gonzaga University and the LLM in dispute resolution from Pepperdine University. In addition to his dispute resolution practice, Craven consults with business and government on a wide range of issues.

---

**TO REGISTER AND MAKE PAYMENT CALL AIDC**

**on 61 02 9239 0700 or visit the website at [www.disputescentre.com.au](http://www.disputescentre.com.au)**

*For more information email Lori Rushford, [lori.rushford@pepperdine.edu](mailto:lori.rushford@pepperdine.edu).*