

WORKSHEET MM
INTRODUCTION TO ALTERNATIVE DISPUTE RESOLUTION (“ADR”)

Worksheet MM is intended to facilitate a discussion about the types of alternative dispute resolution (such as mediation, binding and non-binding arbitration, high-low arbitration, early neutral evaluation, court-annexed arbitration, summary jury trials, etc.) and the benefits and disadvantages of each.

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- Discuss when it is appropriate to counsel clients on ADR and when an attorney should influence their clients to pursue ADR.
- Discuss the following types of alternative dispute resolution, including the types of cases where these forms of ADR are typically used, and the benefits and disadvantages of each:
 - Mediation
 - Binding and non-binding arbitration
 - High-low arbitration
 - Early neutral evaluation
 - Court-annexed arbitration
 - Summary jury trials
 - Private judges
- Share your successes in ADR with your mentee.
- Discuss when to consider ADR as a possible means for resolving a case (particularly in your mentee’s practice area) and how to talk to your client about it.
- Identify local resources for attorneys who want to use ADR for resolving cases, including local ADR programs, court programs, mediation, or arbitration services, etc.
- Discuss training opportunities and other resources for lawyers who are interested in becoming mediators or arbitrators.