

7 GCA CIVIL PROCEDURE
CH. 43B COURT-REFERRED MEDIATION

CHAPTER 43B

SOURCE: Chapter 43-B added by P.L. 27-081:7 (April 30, 2004). Effective pursuant to Supreme Court of Guam Promulgation Order 06-005-01 (July 20, 2006), which established the Interim Rules for the Mediation Pilot Project for Civil Actions.

In light of the creation of a new Chapter 43B, the sections were renumbered by the Compiler.

**ARTICLE 1
COURT-REFERRED MEDIATION**

- §43B601. Actions in the Superior Court.
- §43B602. Funding of Court-REFERRED Mediation.

§43B601. Actions in the Superior Court.

(a) The Supreme Court of Guam is authorized to establish and promulgate rules and procedures for mediation for such civil, probate or domestic actions, except custody cases in which the authority is separately provided for, as the Supreme Court of Guam deems appropriate in order to encourage the prompt and equitable resolution of disputes.

(b) Upon stipulation of the parties, any action, except custody cases in which the authority is separately provided for, may be submitted to mediation established by rules and procedures to be promulgated by the Supreme Court of Guam, which mediation may result in a binding disposition of the action.

(a) Mediators shall be selected and compensated in accordance with rules adopted by the Supreme Court of Guam and the Supreme Court of Guam shall further establish standards, compensation and certification for all mediators in the courts of Guam.

(b) Any mediation conducted pursuant to §43B601(a) shall be defined as a ‘court-referred mediation.’

(e) The rules and regulations promulgated by the Supreme Court of Guam pursuant to this Section shall be submitted to *I Liheslaturan Guåhan* for approval. Said rules and regulations shall be deemed approved unless otherwise acted upon by *I Liheslaturan Guåhan* within ninety (90) days plus one (1) Legislative Day of receipt.

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§43B602. Funding of Court-REFERRED Mediation.

Court-referred mediation should be accessible to all parties regardless of financial status and the Judicial Council may adopt and levy fees to implement provisions of this Chapter 43B.
