



THE NORTH CAROLINA DISPUTE RESOLUTION COMMISSION

Agenda

Friday, September 20, 2024

10:00 AM Judicial Building, In Person

1. **Welcome and Announcements** – Judge Gorham
 - a. Welcome.
 - b. Approval of April 19, 2024, Meeting Minutes.
 - c. New Member and Reappointments.
 - d. Vote for Vice-Chair seat, effective October 1, 2024.
 - e. Honoring Members rotating off the Commission.

2. **Office Report** – Mrs. Kozlowski
 - a. State Ethics Compliance.
 - b. Budget.
 - c. Committees.
 - d. Renewal.
 - e. Training/Education.
 - f. Conflict Resolution Day.

3. **Committee Reports** –
 - a. **Executive Committee Report** – Judge Gorham
 - i. Executive Committee Meeting.
 1. HB959.
 - a. Concerns about HB959.
 2. Civil Subcommittee Matter: Rule 2 Designation Form.
 - a. Comments to Rule 2.
 3. Civil Subcommittee Matter: No weapons language.
 4. Criminal Subcommittee Matter: 2025 IOLTA Grant for DCC Program.

 - b. **Criminal Sub Committee** – Judge Toni King
 - i. Previous Matters.
 1. Update on DCC Pilot Program.
 - ii. New Matters.
 1. None.

 - c. **Grievance and Disciplinary Committee** – Judge Hamilton
 - i. Update on complaint activity.
 1. Mediator A-24.
 2. Mediator B-24.

- ii. Update on conduct, fitness, and renewal application issues (character concerns raised by staff).
 - 1. None.
- iii. Update on conduct, fitness update on applicant and pre-approval issues (character concerns raised by staff).
 - 1. Applicant C-24.
 - 2. Applicant D-24.
- iv. Consideration of DRC Grievance Procedure and the legal standards used in the DRC Rules.

d. Mediator Certification and Training Committee – Mr. Bolen

- i. CME offerings approved since April 2024.
- ii. Training offerings approved since April 2024.
- iii. Applications for certification that came before the Committee.
 - 1. None.
- iv. Previous Matters
 - 1. DRC Rules, Rule 10 to remain consistent with DRC Rule 9 for Grievance and Disciplinary matters.
- v. New Matters
 - 1. Update on Family Law CLE offered by NCBA for certification.
 - 2. Updates to CME Policy.
 - 3. Proposed amendments to adopt Administrative Fees for Insufficient Funds and Chargebacks.
 - 4. Proposed amendments for Dated Training Policy.
 - 5. Proposed amendments to the Observation Policy.

e. Civil Sub Committee – Ms. Stinson

- i. Previous Matters.
 - 1. Forms still pending with AOC civil forms subcommittee.
 - 2. Public Records Mediation program.
 - 3. Update on the Clerk Program.
 - 4. Proposed amendments to the Farm Nuisance Rules.
 - a. Comment received on proposed Farm Rules.
 - 5. Report on Rule 2 and the mediator designation form.
- ii. New Matters
 - 1. None.

f. New Media Committee – Mr. Wijewickrama

- i. Updates to website.
- ii. Social Media Presence.
- iii. Vignettes of the Rules.

g. Standards and Advisory Opinions Committee Report – Mr. Laney

- i. Previous Matters
 - 1. Confidentiality Agreement.

2. State Bar matter: Mediator acting as scribe.
 3. Consideration of Standard 7(h) and “Gift” AOs.
 - a. Comments received on proposed 7(h).
 4. Proposed AO 44 regarding processing fees.
 - a. Comments received on proposed AO 44.
 - ii. New Matters
 1. Request to loosen Standard 3(c) to allow some communication with court staff.
 2. Review of need for AO on UETA in light of recent COA holdings.
 3. Request to modify legislation to include anti-abuse language for FFS and MSC Programs.
4. **Ad Hoc Committee Reports –**
- a. eCourt Committee – Ms. De Maca Adams
 - i. Update on Odyssey.
 - b. Video Observation Committee – Mr. Wijewickrama
 - i. Nothing to report.
 - c. Cherokee Nation Mediation Program – Mr. Wijewickrama
 - i. Update on progress.
 - d. DRC Funds Committee – Mr. Niblock
 - i. Nothing to report.
 - e. Ad Hoc AO Review Committee – Ms. Stinson
 - i. Review of Commission approved AOs.
 1. Comments received on proposed AOs.
 - f. Green Book – Mr. Laney
 - i. Update on progress.
 - g. Long Range Planning Committee – Mr. Bolen
 - i. Update on request for mediation for civil district jury trials.
5. **Ex Officio and Other Organization Reports.**
- a. Mediation Network – Ms. Estle
 - b. Court Staff – Ms. De Maca Adams
 - i. Stats for MSC, FFS, and ARB.
 - c. NC Court Managers Conference – Ms. Tate
 - d. NCBA Dispute Resolution Section – Rick Igou
 - e. Industrial Commission – Mr. Howell
 - f. Court of Appeals – Judge Stading
 - g. Legislation – Mr. Laney
6. **Update on next meeting – Mary Brooks**
7. **Adjournment – Judge Gorham**