

STATE OF NORTH CAROLINA

File No.

15 CVS 3203

GASTON County

FILED

In The General Court Of Justice
Superior Court Division

Name Of Plaintiff(s)
Dan Deitz; Ellen Deitz Tucker

2016 JAN -8 AM 11: 04

Name And Address Of Plaintiff's Attorney (Or Pro Se Plaintiff's Address)
Elliot Engstrom
Center for Law and Freedom
100 S. Harrington Street
Raleigh, NC 27603

GASTON CO. C.S.
BY _____

**DESIGNATION OF MEDIATOR IN
SUPERIOR COURT CIVIL ACTION**

Telephone No. (919) 834-2099 FAX No. (if applicable) (919) 834-2350

Plaintiff's Attorney's Email Address (Or Pro Se Plaintiff's Email Address)
elliott.engstrom@nccivitas.org

VERSUS

Name Of Defendant(s)
City of Belmont; Barry Webb in his official capacity as City Manager
of the City of Belmont

Name And Address Of Defendant's Attorney (Or Pro Se Defendant's Address)
Brad Kline
Cranfill Sumner & Harzog
P.O. Box 30787
Charlotte, NC 28230

NOTICE:
Plaintiff's attorney should check and fill out
only one of the two Sections, **sign below**, and
return to the Senior Resident Superior Court Judge
within 21 days after the date of the Order for
Mediated Settlement Conference
and distribute copies as noted below

G.S. 7A-38.1; Rule 2 of Mediated Settlement Conferences

Telephone No. (704) 940-3427 FAX No. (if applicable) (704) 831-5503

Defendant's Attorney's Email Address (Or Pro Se Defendant's Email Address)
bkline@cshlaw.com

Trial Date	Date Of Order Referring Matter To Mediation 12/15/2015
Deadline For Completion Of Mediated Settlement Conference 04/15/2016	
Tentative Trial Date	

SECTION 1 - NOTICE OF SELECTION OF CERTIFIED MEDIATOR BY AGREEMENT

The above named case was referred to a mediated settlement conference. The parties have selected the mediator named below who has agreed to serve in this case and is certified pursuant to the Rules Of Mediated Settlement Conferences.

Name And Address Of Certified Mediator
Hon. Timothy Lee Patti
P.O. Box 995
Gastonia, NC 28053

Telephone No. (704) 864-3425
FAX No. (if applicable)

Mediator's Email Address

The parties and the mediator have agreed upon the mediator's rate of compensation as follows: (specify all terms of the compensation agreement.)

\$175 administrative fee and \$175/hour, if costs are assessed. The parties anticipate that costs may not be assessed in accordance with G.S. 7A-38.3E(e) if the parties waive mediation pursuant to statute prior to any mediation meeting.

NOTE: As an aid to mediator selection, the NC Dispute Resolution Commission maintains a list of certified superior court mediators at www.ncdrc.org. Click on "List of Mediators" from the left-hand menu then click on "Mediated Settlement Conference Program." You may search for mediators by name or by judicial district. Once a mediator's name appears on your screen, click on it for a complete contact and availability listing.

SECTION 2 - MOTION FOR COURT APPOINTMENT OF MEDIATOR

The above named case was referred to a mediated settlement conference.

The parties have been unable to agree upon the selection of a mediator and move the Senior Resident Superior Court Judge to appoint a certified mediator to conduct their conference.

Date	Name Of Attorney (Or Pro Se Party)	Signature Of Attorney (Or Pro Se Party)
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Original-File Copy-Senior Resident Superior Court Judge or his/her designee
Copy-Plaintiff Copy-Defendant Copy-Mediator

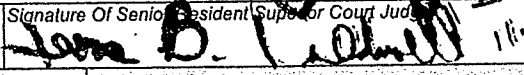
ORDER OF APPOINTMENT

The parties having reported their failure to agree upon the selection of a mediator or the parties having failed to notify the Court of their selection or nomination of a mediator within twenty-one (21) days after this case was ordered to mediation, the Court appoints the following certified mediator to conduct the mediated settlement conference.

Name And Address Of Certified Mediator	Telephone No.
	FAX No. (if applicable)

Mediator's Email Address

NOTICE TO MEDIATOR: The mediator shall be responsible for reserving a place and making arrangements for the conference and giving timely notice to all attorneys and unrepresented parties of the time and location of the conference. The mediated settlement conference shall be completed by the completion deadline set forth above, and the mediator shall report the results of the conference to the Court within ten (10) days after the conference is completed.

Date 1-7-2016	Name Of Senior Resident Superior Court Judge (Type Or Print) Jesse B. Caldwell, III	Signature Of Senior Resident Superior Court Judge 
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CERTIFICATE OF SERVICE

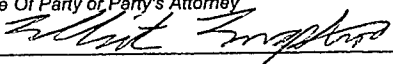
The undersigned hereby certifies that on this date a copy of the foregoing Designation of Mediator in the Superior Court Civil Action was served on the above-selected mediator and the parties at the addresses below by placing a copy of the same in the United States Mail, postage prepaid. (Please provide names and addresses for the mediator and parties served in the spaces below. Attach additional sheets if necessary.)

Name And Address Of Mediator Hon. Timothy Lee Patti P.O. Box 995 Gastonia, NC 28053	Name And Address Of Party Or Attorney Brad Kline Cranfill Sumner & Harzog P.O. Box 30787 Charlotte, NC 28230
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Name And Address Of Party Or Attorney	Name And Address Of Party Or Attorney
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Name And Address Of Party Or Attorney	Name And Address Of Party Or Attorney
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Name And Address Of Party Or Attorney	Name And Address Of Party Or Attorney
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Date 01/04/2015	Name Of Party (Type Or Print) Dan Deitz; Ellen Deitz Tucker	Signature Of Party or Party's Attorney 
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