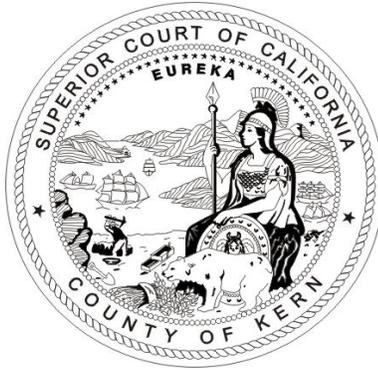


**SUPERIOR COURT  
OF CALIFORNIA  
COUNTY OF KERN**



**FAMILY COURT SERVICES**  
1215 Truxtun Avenue, 3<sup>rd</sup> floor  
Bakersfield, California 93301  
Telephone: (661) 868-4530  
Facsimile: (661) 868-7955

## Informed Consent for Mediation

You have been referred to mediation as the result of filing a Family Law matter which involves children in the Superior Court of California, County of Kern. The purpose of mediation is to see if the parents can agree upon a parenting plan for their children. Mediators are trained mental health professionals and their job is to assist you in the development of a plan for the children's custody and visitation. We are guided by professional, legal and ethical concerns that parenting plans are in the best interest of the children.

### 1. Confidentiality

Mediation is a confidential process. This means that mediators do not discuss your case with any other parties including the judges except under certain exceptions. The exceptions to confidentiality are:

A. **Suspected Child Abuse** - As mental health professionals, we are mandated to report suspected child abuse or neglect to Child Protective Services.

B. **Danger to Self or Others** - As mental health professionals, we have certain legal and ethical obligations to ensure the safety of others. If someone presents a danger to him/herself or to another person, there are certain steps which we will take which will involve law enforcement and other parties.

C. **Appointment of Counsel for Minors** - If we have concerns that the children need representation in Court, we can ask that the Judge appoint an attorney to represent the children in Family Law proceedings. This does not mean that the Judge will grant the request.

D. **Recommendation of an Investigation** – If we believe the court needs more information in order to make its decision, we can recommend that the court order a child custody evaluation. This does not mean that the Judge will grant the request.

**We do not make recommendations to the Court regarding custody and visitation as a result of mediation.**

## 2. Domestic Violence

The law allows for separate mediation when there are allegations of domestic violence or a restraining order is in place. This is why we ask about domestic violence when your appointment is set. Alleged victims are allowed to have a support person with them during mediation.

## 3. Interviews with Children

We ask that all children 8 years of age and older be present at mediation so that the mediator may interview them. **Mediators will not ask your children with whom they wish to live because we do not believe that it is in their best interest to make that choice but we will discuss their concerns with the children.** Because of confidentiality, we will only share with the parents what children give us permission to share.

## 4. Conflicts of Interest

**Mediators are to be neutral third parties: if you believe there is a conflict of interest with the mediator you are assigned, please tell them before mediation starts and a new mediator will be assigned to your case.**

## 5. Complaints

If you have a complaint about the mediation services you receive, please contact Patricia Arredondo at 661-868-4508.

## 6. License Status

Mediators are required to have a Masters Degree in a behavioral health field: our mediators are licensed or are interns. They are required to tell you the status of their license.

**I have read and understand this Consent for Mediation, and expressly consent to the Superior Court of California, County of Kern Family Court Services and its agents and employees to conduct this mediation.**

\_\_\_\_\_  
Signature of Petitioner

\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of Respondent

\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
Date

Case Number \_\_\_\_\_

## Mediation Questionnaire

Name: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Address: \_\_\_\_\_

Phone #: \_\_\_\_\_

Do you have an attorney? \_\_\_\_\_ # of past mediations: \_\_\_\_\_ Time since separation: \_\_\_\_\_

Please rate how cooperative you and the other parent are:

- Very cooperative
- Sometimes cooperative
- Rarely cooperative
- Never cooperative

How do you communicate information about the child(ren) to the other parent?

- In person
- Through telephone calls
- Through written notes/text/e-mail
- Through the children
- Not at all

Please check the box that most closely matches the reason you are here:

- Separation/Divorce
- Child Support
- Relocation of one parent
- Change existing custody/visitation plan
- Other (please explain):  
\_\_\_\_\_

Please rate your confidence in your ability to come to an agreement with the other parent in mediation:

- Very confident
- Somewhat confident
- Not confident

Please rate the amount of conflict you have with the other parent.

- Low     Medium     High

Please rate your willingness to share the child(ren)'s time with the other parent.

- Low     Medium     High

Do you currently have a visitation schedule that allows both of you to have contact with your child(ren)? If so, what is the schedule and how long has it been in place?

How are your children doing with this schedule?

Do you currently have or have you in the past had a restraining order against the other parent?

Do any of your children have any special or unique needs that you would like the mediator to know about?

Is Child Protective Services currently investigating either parent?    Yes    No