

**MINUTES
ADR SECTION**

**October 17, 2012
12:00 - 1:30 p.m.**

Dave Kerrick - Chairman
Michelle Michaud - Vice President
G. Lance Salladay - Secretary/Treasurer

Attendees:

Lance Salladay (Acting Chairman)
Susie Hedley
John Magel
The Honorable George David Carey
Thomas Callery
Richard Dredge
Deborah Feruson
Jull Jurries
The Honorable Justice Linda Copple Trout
Michelle Michaud

By Phone:

Greg Dickison
Susan Davis
The Honorable Nick Hodges
Bob Magyer

BUSINESS: The meeting was called to Order by the Acting Chairman, Lance Salladay, at 12:05 o'clock p.m.

Motion was made for approval of the Minutes of the Meeting of August 15, 2012.
Motion was seconded and approved unanimously.

Lance Salladay reviewed the budget of the Section noting that the current funds available to the Section as of September 30, 2012, total \$4,661.00.

Lance Salladay reported that the Section had received three new Members from the New Bar Admittees, Jonathan Charles Derek, C. Ira Dillman and Roxana Anjelica Jimenez.

CLE PRESENTATION: Lance Salladay introduced the CLE Presenter for the meeting, Justice Linda Copple Trout, who presented the program entitled Criminal Mediation in Idaho.

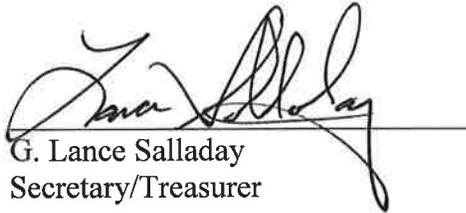
Justice Trout reviewed the Criminal Mediation Rule, Idaho Criminal Rule 18.1 and provided some background and history on the promulgation of that Rule and provided a detailed explanation of the process utilized in Criminal Mediation at the present time. Justice Trout noted that Criminal Mediation is purely voluntary and requires the consent of both the Prosecution and Defense in order to implement Criminal Mediation and that presently only senior and sitting Judges or Justices with at least twelve hours of training in Criminal Mediation are permitted to conduct Criminal Mediations. The only District not regularly utilizing Criminal Mediation is the Fourth District.

Justice Trout noted however that it may be possible that Criminal Mediation could be extended to private Mediators at some point in the future with certain conditions being imposed. Justice Trout did note, however, that Criminal Mediation could be conducted by any Mediator but that such mediation would not be governed by Rule 18.1, and that undertaking a Criminal Mediation without the benefits of Rule 18.1 could create significant problems regarding confidentiality, privilege and other significant issues for all persons involved.

There was a free flow of questions about Criminal Mediation between Justice Trout and the attendees relating to the interpretation and procedures of Rule 18.1.

Justice Trout CLE was completed after 45 minutes. Motion was made to adjourn the meeting at 1:00 o'clock p.m., which Motion was unanimously approved.

DATED This 29 day of October, 2012.


G. Lance Salladay
Secretary/Treasurer