

West's North Carolina General Statutes Annotated [Currentness](#)

North Carolina Rules of Court

▣ Rules Implementing Statewide Mediated Settlement Conferences in Superior Court Civil Actions

→ **Rule 5. Sanctions for Failure to Attend Mediated Settlement Conferences.**

If a party or other person required to attend a mediated settlement conference fails to attend without good cause, a resident or presiding Superior Court Judge, may impose upon the party or person any appropriate monetary sanction including, but not limited to, the payment of fines, attorneys fees, mediator fees, expenses and loss of earnings incurred by persons attending the conference.

A party seeking sanctions against another party or person shall do so in a written motion stating the grounds for the motion and the relief sought. Said motion shall be served upon all parties and on any person against whom sanctions are being sought. The Court may initiate sanction proceedings upon its own motion by the entry of a show cause order.

If the Court imposes sanctions, it shall do so, after notice and a hearing, in a written order, making findings of fact supported by substantial evidence and conclusions of law. (See also Rule 7.G. and the Comment to Rule 7.G.)

CREDIT(S)

[Amended effective October 1, 1995; December 30, 1998; September 1, 2000; amended effective November 21, 2002.]

Superior Court Mediated Settlement Conferences RULE 5, NC R SUPER CT MEDIATED SETTLEMENT
CONF RULE 5

Current with amendments received through August 1, 2009

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