

## United States District Court for the Western District of Missouri

Local Rule 16.5 (Current)

### 16.5 ALTERNATIVE DISPUTE RESOLUTION

Pursuant to 28 U.S.C. § 651(b), alternative dispute resolution proceedings are authorized for use in all civil actions, including adversary proceedings in bankruptcy. Alternative dispute resolution proceedings include any process or procedure, other than adjudication by a presiding judge, in which a neutral third party participates to assist in the resolution of issues in controversy through processes such as the Early Assessment Program adopted by the Court en banc, mediation or minitrial. In addition to participation in the Early Assessment Program which is mandated, in certain divisions, by the General Order of the Court en banc in all cases except those specifically exempted under the Order, litigants in all civil cases shall consider the use of an alternative dispute resolution process at an appropriate stage in the litigation. The presiding judge in any civil action may require the litigants to participate in an alternative dispute resolution process at any stage of the litigation deemed appropriate.

Local Rule 16.5 (Proposed Changes 7-1-13)

### 16.5 ALTERNATIVE DISPUTE RESOLUTION

Pursuant to 28 U.S.C. § 651(b), alternative dispute resolution proceedings are authorized for use in all civil actions, including adversary proceedings in bankruptcy. ~~Alternative dispute resolution proceedings include any process or procedure, other than adjudication by a presiding judge, in which a neutral third party participates to assist in the resolution of issues in controversy through processes such as the Early Assessment Program adopted by the Court en banc, mediation or minitrial. In addition to participation in the Early Assessment Program which is mandated, in certain divisions, by the General Order of the Court en banc in all cases except those specifically exempted under the Order, litigants in all civil cases shall consider the use of an alternative dispute resolution process at an appropriate stage in the litigation.~~ Pursuant to the Court's General Order (available on its website), litigants in all civil cases, except those cases specifically exempted by the Order, shall participate in the Western District's Mediation and Assessment Program. The presiding judge in any civil action may require the litigants to participate in an alternative dispute resolution process at any stage of the litigation deemed appropriate.

Local Rule 16.5 (Proposed Changes - Clean Version 7-1-13)

### 16.5 ALTERNATIVE DISPUTE RESOLUTION

Pursuant to 28 U.S.C. § 651(b), alternative dispute resolution proceedings are authorized for use in all civil actions, including adversary proceedings in bankruptcy. Pursuant to the Court's General Order (available on its website), litigants in all civil cases, except those cases specifically exempted by the Order, shall participate in the Western District's Mediation and Assessment Program. The presiding judge in any civil action may require the litigants to participate in an alternative dispute resolution process at any stage of the litigation deemed appropriate.