

**OFFICE OF THE COMMON INTEREST COMMUNITY OMBUDSPERSON**

**Delaware Department of Justice**

**820 N. French St., 5<sup>th</sup> floor**

**Wilmington, DE 19801**

**AGREEMENT FOR CONCILIATION**

This is an agreement by the parties to participate in this conciliation process. I understand that conciliation is a voluntary and confidential process, which we may terminate at any time.

By signing this agreement, I indicate I am aware that information shared in the conciliation sessions and all materials prepared for conciliation are confidential. I will not try to force the conciliator to produce documents or to give evidence relating to any conciliation session in any court or administrative proceeding. I understand the conciliator will not disclose confidential information provided during the course of the conciliation or testify voluntarily on behalf of any party. I understand the conciliator may find it helpful to meet with each party separately, but the conciliator will not reveal what is said by either of us, without permission.

I further agree that:

1. No one may attend conciliation without permission of all parties and the consent of the conciliator.
2. The conciliator will not serve as the representative or lawyer for any party. I was encouraged to consult with a lawyer prior to signing any agreement.
3. Any party including the conciliator may withdraw from or terminate the conciliation at any time.
4. The conciliator cannot and will not impose an agreement or penalty. Only the parties can reach a resolution and I agree to abide by the terms and conditions of an agreement.
5. If we resolve the dispute, the parties or conciliator will put the agreement in writing and when signed, it shall reflect the wishes of each party in resolving the dispute. We intend it to be a contract between the parties instead of submitting the dispute to the court process. If a party violates the agreement, I understand either party may seek a remedy through the courts.
5. The conciliator will report to the Office of the Ombudsperson that conciliation occurred and whether it was successful.
6. If I represent a homeowners association, or other corporation, I am authorized by the board to participate and make agreements.

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Party

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Party

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Party

\_\_\_\_\_  
Party

\_\_\_\_\_  
Conciliator  
Date:

\_\_\_\_\_  
Conciliator