

**Family Mediator Certification Board
Public Minutes
January 10, 2017 at 4:15
121 South Fruit Street, Concord, NH 03301**

A meeting of the Family Mediator Certification Board was held on January 10, 2017. The meeting was called to order at 4:20 by T. Sturke. Also in attendance were: P. Goldsmith, C. Sadler, C. Dochstader, M. Garner, E. Christensen, S. Towle, R. Cram, E. Jasina. Not present were Chairperson M. Rousseau, L. Aaby and A. Matrumalo. Also in attendance were C. Horne and R. Wisler.

1. Reading and Approval of December 6, 2016 minutes- The Board is drafting a paragraph to add to the December 6 minutes to reflect P. Heinrich leaving. After which the Board will review and approve the minutes.

2. Continuing Education Approval Requests-

- a. Process Choices in Plea Negotiations- 6 Mediator Skills- approved
- b. Ethics in ADR Mediation Training- 4 Mediator Ethics-approved
- c. Ethics in ADR Mediation Training- 2 Mediator Skills-approved
- d. 2016 DOVE Attorney Training, DV Protective Orders-7.5 DV- course is pending approval at next meeting. This is the second time the paperwork has not been completed correctly.

3. Work Session on Rules-

Attorney Robert Lamberti joined the meeting at 4:30 for the discussion on rules.

The Board discussed 203.02 (b) changing promptly to immediately in reference to sending a compliant to a Mediator.

Board suggested adding a paragraph (d) as follows: immediately after receiving the complaint the Board may offer ADR to attempt to resolve the matter, when appropriate.

The Board discussed 203.03 Investigations. Board is looking for clarification on who is doing the investigations. They would like an "investigative team" to include 1 Board member and an independent qualified person or 2 Board members. There could be quorum issues if 2 Board members are recused. How would the Board determine who is a qualified person. The Board would have to come up with a list of qualified ADR people. A few qualifications would be: Trainer for Conflict Resolution of the Advanced Practitioner, a member of the Academy of Mediators, someone with the requisite legal background or a mediator on Superior Court list. Board would come up with a list of approved Non- Board Members who are able to assist that the Board can draw from.

203.05 (b) Change "receiving" to "mailing"

R. Lamberti will be at the February Board meeting to continue with the discussion on the 200s section of the rules. R. Lamberti left the meeting at approx. 5:25. C. Horne will look for the notes that P. Heinrich has on the changes the Board would like to see in the rules.

4. Administrative Report-

a. Monthly Stats-

1. Next Certificate number is 182.
2. There are 66 Certified Mediators and 2 Training Programs.

5. Update on DV Guidelines-

The suggestions the Board presented to Molly Brown were not accepted. There are new steps that are being added to help minimize the number of cases that may have DV components that get sent to mediation. There is an information sheet that clearly lays out “your” options. There is also a video. The goal is to get people to self-identify up front.

The next step for the Board is to make it clear to Mediators that the DV guidelines need to be followed. Many Mediators do not follow the DV Guidelines. Possibly when A. Matrumalo starts we can ask if he wants to join the DV sub-committee. C. Horne will look for the notes that P. Heinrich had on DV Guidelines from past Board meetings.

6. Non- Public Session-

- a. Upon the motion of T. Sturke and the second of E. Jasina, the Board, by roll call vote, voted to conduct a non-public session at 5:34. Noting that such a non-public session is authorized by RSA 91-A:3, II(j), RSA 91-A:5, IV, Lodge v. Knowlton, 118 N.H. 574 (1978), and the Board’s executive and deliberative privileges. Each member recorded his or her vote on the motion, which passed by the unanimous vote of all members present.
- b. Upon the return to Public session, T. Sturke made a motion to seal the Non-Public Minutes, C. Dochstader seconded, all in favor, unanimous.

7. Adjournment- 6:10

Next meeting is February 7th at 4:15