

ALTERNATIVE DISPUTE RESOLUTION COMMITTEE

July 20, 2012

Conference Call Minutes

1. Judge Loyd called the meeting to order at 10:09 am.
Participating members: Larry Ambler, Elaine Brown, David Cox, Calvin Hawkins, Mark Loyd, Vicki Ransberger, and Kim Van Valer.
Staff Attendees: Julia Orzeske, CLEC and Diane Mains, IIC
2. The minutes of the joint meeting with the Domestic Relations Committee held on March 30, 2012, were unanimously approved. Motion to approve the minutes offered by Judge Brown, and seconded by Judge Hawkins.
3. Old Business:
 - a. Update on Parenting Coordination Guidelines
Judge Loyd reported that the Indiana State Bar Assoc., ADR Section submitted comments to the proposed guidelines after the close of the public comment period. Additionally, the Supreme Court Rules Committee is in the process of drafting recommended changes to the proposed guidelines and will submit these comments to the joint committee chairs. The joint committee will address all of these concerns upon receipt of the Rules Committee recommendations. The intent is to present the guidelines to the Board of Directors by the end of the year.
 - b. Discussion on Judicial Survey and Research
Judge Loyd summarized the conference call with IU Professor Applegate during which potential research projects were discussed. Also participating in the conference call were Judge Brown, Amy Holtzworth-Munroe, Julia Orzeske, and Jen Weber. IU currently does not have the staff available to work on an ADR research project. Judge Loyd will follow-up with Prof. Applegate to ensure that a research project is not an option at this time.
4. Joint meeting with the Indiana State Bar Association, ADR Section on October 19, 2012
The next meeting will be a joint meeting with ADR Section of ISBA to discuss rule amendments. Judge Loyd will provide the committee members with ISBA's recommended changes as this information becomes available.
5. Judge Loyd adjourned the meeting at 10:36 am.



Alternative Dispute Resolution Committee
and
ISBA Alternative Dispute Resolution Section
Joint Meeting

October 19, 2012

- I. Judge Loyd called the meeting to order at 10:30 a.m.

ADR Committee meeting participants were: Mark Loyd, Chair; Larry Ambler; Elaine Brown; David Cox; Jeffrey Edens; Calvin Hawkins; Julia Orzeske; Richard Payne; John Roach; Nanette Raduenz; and Randy Williams.

ISBA ADR Section meeting participants were: Pat Brown, Chair; Andrea Cibanou; Stephen Cohen, Chair-Elect; and Maryann Williams.
 - II. The ADR Committee reviewed and approved the July 20, 2012, meeting minutes.
 - III. Discussion Items
 - A. IU Research Project – Judge Loyd distributed a memo from Victor Quintanilla detailing the proposed IU-Bloomington ADR research project. The purpose of the research project is to investigate why Indiana judges use various ADR methods in various settings. The goal of the research project is to increase the use of ADR and to help direct ADR rule amendments to meet current needs.

ADR Section members requested that the Bar be a part of the survey process, perhaps with a separate survey distributed to attorneys at the same time that judges are surveyed. Judge Loyd will with consult with IU-Bloomington to determine the feasibility of adding the Bar to the survey process.

The ADR Committee approved the survey proposal. A work group of volunteers was formed to oversee the research project comprised of: Judge Brown, Ms. Cibanou, Ms. Orzeske, Judge Payne and Judge Raduenz.
 - B. Parenting Coordination Guidelines – Judge Loyd reported that the ADR Committee will be moving forward with adopting the Parenting Coordination rules as requested by the Chief Justice. The ADR Committee and the ADR Section agreed to work together on this process. Both the Family Law and ADR Sections of ISBA would like to be involved in this process.
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- C. Revising the Rules for Alternative Dispute Resolution – the ADR Committee and the ADR Section discussed the need for rule revisions and the process for amending the rules. Both parties agreed that it was time to comprehensively review and update the ADR Rules as it has been 20 years since the rules were last revised. Questions were raised regarding the process for updating the rules as the Supreme Court appointed a Commission on two previous occasions to handle this process.

The ADR Committee approved a joint effort with the ADR Section to review and update the ADR Rules, including the Parenting Coordination Guidelines.

Judge Loyd and a representative from the ADR Section will schedule a meeting with Chief Justice Dickson to obtain guidance for adopting the Parenting Coordination Guidelines and ADR Rule amendments. Further discussion of rule revisions will be held until guidance the next meeting. The Committee will continue to collect ideas and issues for discussion during the rule revision process.

- IV. The 2013 ADR Committee meeting schedule will be:
- Friday, February 15, 2013, at 10:30 am at the Indiana Judicial Center
 - Friday, July 19, 2013, at 10:30 am at the Indiana Judicial Center
 - Friday, October 18, 2013, at 10:30 am at the Indiana Judicial Center
- V. Judge Loyd adjourned the meeting at 11:50 a.m.
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