

McCrary & Associates, P.C.
Mediation/Arbitration Fee Schedule
As of August 24, 2010

Civil Mediation:

\$250 case initiation fee (due at the time of scheduling), to cover cost of initial case review, pre-hearing. This fee may be waived by the Mediator in writing, in the Mediator's sole discretion, if no or limited pre-hearing case review is required or provided.

Thereafter, \$150 per hour per party (4 hour minimum), plus expenses: Minimum retainer \$600 due at the time of scheduling.

Arbitration:

\$250 case initiation fee (due at the time of scheduling), to cover cost of initial case review, pre-hearing.

Thereafter, \$150 per hour per party (4 hour minimum), plus expenses. Minimum retainer \$600 due at the time of scheduling, along with case initiation fee.

"Med-Arb": Cases converted to arbitration during mediation process, by agreement of the parties. Mediation fees earned through the point of conversion must be paid in full prior to case conversion. No additional case initial fee will generally be required. Arbitration fees will apply after case conversion, with additional retainer required at that time.

Facilities Charges: If the mediation and/or arbitration proceeding is hosted in Mediator's offices, no facilities charges will apply. If the mediation and/or arbitration proceeding is held elsewhere, the parties will be responsible for the actual cost of all facilities rental or usage fees. The Mediation has sole discretion to determine if other facilities will be required.

Travel Time: No travel charges will apply for proceedings held within Fulton, Dekalb, Cobb, or Gwinnett Counties, Georgia. Otherwise, travel time will be billed at a rate of \$100.00 per hour, plus airfare, lodging and meals, as applicable.

Indemnification: If any party challenges or disputes the validity or enforceability of any mediation agreement or arbitration award obtained through our services, and if the Mediator is required to attend any court or other proceeding to provide information about such mediation and/or arbitration, the contesting party shall be responsible for the Mediator's own time incurred in connection with such appearance, including travel time, at a rate of \$300/hr plus expenses; and, if Mediator is represented by an attorney in such proceedings, the contesting party shall also be responsible for Mediator's reasonable attorneys fees and related expenses.

In all instances, we reserve the right to modify the foregoing fee schedule prior to the time of contracting, depending upon the complexity and circumstances of each case, and the time estimated by our firm for each scheduled mediation and/or arbitration proceeding.

In all instances, a mediation and/or arbitration agreement must be signed by all parties. If a case begins as a mediation and converts to an arbitration, a separate arbitration agreement must be signed, unless one was signed upon commencement of the proceeding. All fees and expenses must be paid in full before mediation agreements, if court-referred, or arbitration awards, are filed with any court or tribunal, as applicable.