BOULDER COUNTY BAR ASSOCIATION

DIRECTORY
OF
MEDIATORS, ARBITRATORS
AND OTHER
ALTERNATIVE DISPUTE RESOLUTION
PROVIDERS

COUNTY COURT

The ADR Section of the Boulder County Bar Association
Updated: January 2015

Introduction to ADR

There are a variety of problem-solving processes referred to as Alternative Dispute Resolution (ADR) which provide an alternative to having a trial where a judge makes the decisions for you.

- ADR can offer cost-effective, fast, and appropriate choices for your individual situation.
- These methods are less formal than Court hearings and allow you to have greater influence on the outcome of your dispute.
- You can participate in ADR with or without the assistance of attorneys.
- In Boulder County, parties are required to participate in ADR prior to most contested Court hearings.

Options for Reaching Agreements

You can choose one or a combination of any of these options to resolve your dispute either prior to filing or after you start a Court case by filing your petition:

- Negotiation on your own
- Mediation
- Arbitration
- Mediation-Arbitration
- Settlement Conference
- Working with attorneys through representation or consultation

You can use these options to complete all or part of the documents necessary to finalize your settlement.

NOTE: If you are under a Protective Order or a "No Contact" provision in a bond, you need to ask the Court for an exception to allow ADR.

Negotiation on your Own

You and the other party(ies) can discuss and try to settle your differences together. You can fill out all of the necessary paperwork for the Court yourselves. You have the option to consult with an attorney, accountant, therapist, or other professional. There is an on-line self-help center with instructions and forms at www.courts.state.co.us/chs/court/forms/selfhelpcenter.htm

Mediation

Both of you can hire a trained neutral mediator to assist you in reaching your own agreement in an informal and confidential setting. The mediator helps create a safe environment so that each person has a chance to be heard. Sometimes you and the other party(ies) will be in separate rooms to ensure a productive and/or safe process. If you have attorneys, they may participate in the mediation. A mediator cannot give legal advice to any party.

The mediator does not decide the outcome – the agreements are up to you. The mediator helps you:

- Clarify issues
- Identify your needs and interests
- Create options that best meet the identified needs and interests

Some cases are resolved in one or two meetings, while others take longer. Even if the entire case is not settled, mediation can be helpful to reach agreements on some issues prior to going to trial.

The mediator may put your agreements in written form for your signature, or you or your attorney can write the agreement. If you are unable to reach a mutually satisfactory agreement on all or part of the issues through mediation, and if you are otherwise unable to resolve the issues on your own or with the assistance of attorneys, your case will be set for a Court trial.

Mediation is a good option when you want to work cooperatively and when you will have an ongoing business or other relationship with each other. Parties who reach their own agreements tend to be more satisfied than parties who go to a Court hearing.

Arbitration

Both of you can hire a trained neutral person to make all or some of the decisions upon which you cannot agree. Arbitration can be helpful when you want a quick resolution, as it can be faster and less formal than Court hearings. It is a more formal option than mediation as you, or your attorney, present your information under oath and provide supporting documents. The formality of the process can vary. You can choose an arbitrator with expertise in the issues to be arbitrated. There is only a limited right to a Court rehearing or Court review of a binding arbitration decision. The written arbitration award becomes part of the Court file and public record.

Mediation-Arbitration (Med-Arb)

You begin by mediating, but you agree that if you cannot resolve specified issues, then your mediator becomes an arbitrator and makes binding decisions on those unresolved issues. It provides an opportunity to work out your own solutions and to break any deadlocks. It ensures that a final decision is made. When you have an ongoing business or other relationship with the other party(ies), mediation encourages voluntary communication and settlement, with arbitration being used to decide those issues upon which the two of you cannot reach an agreement.

Settlement Conference

Both of you hire an impartial legal professional to do an informal assessment and conduct a negotiation session. He or she will analyze the issues, evaluate the strengths and weaknesses of your positions, and suggest settlement options based on the law and precedent. He or she may assist you in writing an agreement. The parties may be in separate rooms.

Working with Attorneys

Representation: You may hire an attorney to represent you throughout the process. The attorney will prepare and file the legal documents. He or she will guide you through the legal process by providing the following services:

a) Advising you of the law and current practices;
b) Advising you about the use of appropriate experts;
c) Negotiating with the other party or his/her attorney to achieve a settlement; and
d) Representing you during any Court hearings or ADR sessions.

Consulting: You may choose to represent yourself, but consult with an attorney at one or more times throughout the process. This choice is especially beneficial for less complex cases. You will be responsible for preparing the necessary paperwork, complying with any Court-imposed deadlines, and negotiating with the other party(ies) or his/her attorney. If you hire an attorney for consultation only, his or her advice will be based upon the information you provide instead of the more in-depth understanding of your specific situation that would be obtained by an attorney hired to represent you. People often consult with an attorney before mediation or before signing an agreement reached through mediation.

Note: Whenever you work with attorneys, the same attorney cannot work for more than one party.

Suggested Questions to Ask an ADR Provider

Here are some questions that you may wish to ask in evaluating the qualifications of a prospective ADR provider for your particular situation:

- What specific ADR training do you have?
- How much experience do you have handling this type of dispute?
- What other education, training & experience do you have which will help in mediating my situation?
- Do you know the other party or the other party's representative(s)? If so, what is the nature of the relationship?
- Do you participate in on-going supervision and/or consultation with other ADR providers?
- Are you a member of an professional organizations which have a Code of Professional Conduct?
- If I have an attorney or decide to work with an attorney, what will the attorney's role be in the process?
- If the Court orders ADR, what role do you take in legal proceedings?
- What documents, if any, do you prepare?
- What are the fees for the process and how are the fees allocated? What services are included? Are parties billed for phone and preparation time?
- Can you provide names of non-confidential references I can contact?

Directory of ADR Providers

The following directory is provided for your consideration and lists the contact, fees, background and training information for ADR providers who have signed up for this Directory. County Court Mediation Program providers adhere to the county court fee guidelines of $50 per party per hour for any civil case filed in Boulder County Court.

This directory is maintained in alphabetical order as a service to the public, and the Boulder County Bar Association and the 20th Judicial District do not endorse any of the providers on this list. They have not validated any of the information for accuracy, screened any of the providers for competence, nor conducted a criminal or background check. This material is supplied by the providers themselves and has not been verified. The information in this list is subject to change.

In addition to these private ADR providers, the Office of Dispute Resolution (ODR) is a state agency that also provides ADR services. To learn fee information and professional qualifications of ADR providers working for ODR in the 20th Judicial District, call (303) 837-3672.

COUNTY COURT PROVIDERS LISTED BELOW:

Liz Bowes-Spiegel

Sheila Carrigan

Perry R. Hubert

Thomas Moore

Beth Brown Ornstein

Toni Ozeroff

Alice Robbins

Christopher Sarson

Catherine Schultheis

Ben Thompson

Susan Vanderborgh

ADR Providers Listing

Liz Bowes-Spiegel, AIA, LEED AP
PO Box 420
Boulder, CO 80306
303.494.5595
Email: bowesspiegel@comcast.net

Areas of Practice: A, B, C, D, E

Type of ADR Practiced: Mediator, Specialty in Construction Issues, Licensed Architect

Formal ADR Training: University of Denver, Graduate Certificate in Alternative Dispute Resolution with additional 40 hour coursework in Mediation, graduated 2004. Licensed Architect in Colorado and Utah since 1986. Conversant 8 month training course. 16 hours Conflict Coaching. 40 hours Victim Advocate Training. Mediating experience with range of issues including Landlord-tenant, HOAs, Design/review groups, City agencies, Project close-out and specific construction material/installation issues.

Related Background: Small Claims Court Mediator 2011-2012 and 2014-present, Victim's Advocate for BPD, Partner in Architectural/Construction Management firm.

Hours Available: Monday – Saturday 9 am – 7 pm

Hourly Charge: $75 per party per hour; Sliding Scale available.

Sheila P. Carrigan, Attorney
Carrigan Law, LLC
5277 Manhattan Circle #103
Boulder, CO 80303
303.494.5873
Website: www.carriganlawllc.com

Degree/Title: Certified Mediator, Trained in Restorative Justice, Parenting Coordinator/Decision Maker. Attorney with over 30 years' experience in complex litigation. Former Judge, City of Boulder
ADR Type: Mediation/Arbitration of all types, particularly divorce and child issues, Parenting Coordinator/Decision Maker, Restorative Justice, Neighborhood disputes, Parent/Teen mediation, Elder Law mediation

ADR Providers Listing

Formal ADR Training: Numerous seminars as a judge, Colorado Bar Association certified mediator, Parenting Coordinator/Decision Maker trained. Restorative Justice Trained. Attended and taught at National Judicial College. Extensive training in issues related to child development, mental health, addiction and domestic violence.
Related Background: Former Deputy District Attorney, private practice, seven years as presiding judge of Boulder Municipal Court, currently litigating family law and elder law cases, frequently appointed by the Boulder courts to protect the interests of incapacitated people as a GAL. Frequently appointed as a Parenting Coordinator/Decision Maker. Grew up in Boulder, familiar with local professionals who can help with dispute resolution. Big heart, good sense of humor, committed to the well-being of children and helping people in dispute reach resolution and move on with their lives.
Areas of Practice: County Court Mediation Program | Family/Divorce | Labor/Government | Neighborhood/Community

Available Hours: Regular work days, weekends and evening availability as well.
Hourly Charge: County court mediation at the in effect county court/ODR rate ($60 per hour per party); Family law and elder law $250/hour. PC/DM $200-$250 per hour depending on the case.
Sliding Scale? Yes, on occasion.
Parenting Coordinator? Yes and Decision Maker.

Perry R. Hubert, M.B.A.
Affirm Resolution
6387 Niwot Road
Niwot, CO 80503
303.527.3077
Fax: 303.527.3087
E-mail: affirmres@aol.com

Areas of Practice: A, B, C, D, E
Type of ADR practiced: Arbitration, Mediation, Med/Arb, and Settlement Conferences
Formal ADR Training: 40 Hour Training through Bear Wolf Consulting and Mediation Services. Additional divorce studies with Gutterman, Carlsen & Heckenbach, LLC.
Related Background: 27 years experience in mediation, negotiation, and analytical research. A creative, flexible mediator with strong communication skills. Coach's mediation for nationally known CDR Associates in their mediation process training courses as well as in programs for the United States Drug Enforcement Agency, the Colorado Department of Agriculture and the Coors Brewing Company.

Hours available: 8:30 a.m.-5:30 p.m. Monday – Friday. Evenings hours by appointment.
Rates: $70 per party per hour. Reduced rates for those who qualify.

A. County Court Mediation program B. Family/Divorce C. Civil/Commercial/Environmental D. Labor/Government E. Neighborhood/Community

ADR Providers Listing

Thomas J. Moore, Attorney
Warren, Carlson & Moore, LLP
6964 N. 79th Street, Suite 3
Niwot, CO 80503
303.652.2433
www.niwotlaw.com

Areas of Practice: A, E
Type of ADR practiced: Arbitration, Mediation, Med/Arb, Settlement Conference

Hours available: 8-5, Monday through Friday
Hourly Charge: $100

Beth Brown Ornstein, J.D.
Colorado Mediation Center, LLC
4450 Arapahoe Avenue, Suite 100
Boulder, CO 80303
303.415.2042
Fax: 303.499.3937
E-mail: cmc@mediationnow.com
Website: www.coloradomediationcenter.com

Areas of Practice: A, B, C, D, E
Type of ADR practiced: Arbitration, Mediation, Med/Arb, Parenting Coordination/Decision-making
Formal ADR Training: CDR Associates (Divorce and Child Custody Mediation); Mediation/Arbitration; Parenting Coordination; Dependency and Neglect; Managing Workplace Conflict; Non Adversarial Communication; Victim/Offender; Arts.
Related Background: Government Contracts, Construction, Administrative, Family and Criminal Law. Mediation Association of Colorado Professional Mediator. Helping resolve contract, worklplace, family, HOA, construction, real estate, environment and energy disputes since 1996. Also provide conflict management, communications, and team-building programs.

Hours available: M-F 8:30 AM- 5:00 PM; some evenings
Hourly charge: Free Initial telephone consultation
Standard Fees: $75.00 - $125.00 per party per hour. Sliding scale available.

A. County Court Mediation program B. Family/Divorce C. Civil/Commercial/Environmental D. Labor/Government E. Neighborhood/Community

ADR Providers Listing

Antonia D. Ozeroff, J.D.
Ozeroff Mediation Services
4845 Pearl East Circle, Suite 101
Boulder, CO 80301
303.437.0059
Email: ozeroff@comcast.net

Areas of Practice: A, B, C, D
Type of ADR Practiced: Mediation, Med./Arb., Settlement Conference and Facilitation
Formal ADR Training: 40 Hour Mediation Certificate; Advanced Mediation, Family Law Mediation, Family Law CLE, Elder Mediation, and Med/Arb Training; ongoing training through CMS Denver, JCMS Golden, and Colorado Bar and Boulder Bar Associations.
Related Background: 16 year law private and corporate practice encompassing commercial, workplace and labor litigation and advice, 6 years mediation of Family/Divorce and Civil/Workplace matters.

Hours available: M-F 8-6; Other times based on appointment
Hourly charge: $75 - $125 per party per hour. Sliding Scale available.

Alice M. Robbins, Certified Mediator/Attorney at Law
Riley & Robbins, LLC
5390 Manhattan Circle, 2nd Floor
Boulder, CO 80303
303.990.0277
www.boulderdivorcemediators.com

Areas of Practice: A, B, D, E
Type of ADR Practiced: Arbitration, Mediation, Med./Arb., Settlement Conference
Formal ADR Training: 40 hour Colo. Bar Assoc. Mediation Training; 40 hour Family Law Mediation Training (CDR); 40 hour advanced Family Law Mediation Training
Related Background: Family law attorney for 30 years; Collaborative Family Law Training; PC/DM training; Conflict Coach training, Non-violent Communication training

Hours available: M-F 8-7
Hourly charge: $175/hour

Christopher Sarson, MA

A. County Court Mediation program B. Family/Divorce C. Civil/Commercial/Environmental D. Labor/Government E. Neighborhood/Community

ADR Providers Listing

5280 Mediation
1020 Portland Place
Boulder, CO 80304
303-447-6457
Email: 5280mediation@gmail.com
www.5280Mediation.com

Areas of Practice: A, B, E
Type of ADR Practiced: Mediation, Parent Coordination, Conflict Coaching, Motivational Interviewing
Formal ADR Training: 40 hours "The Mediation Process" and 24 hours "Advance Mediator Training" with Judy Mares-Dixon; 24 hours "Conflict Coaching" with Robin Amadei; 12 hours "Motivational Interviewing" with Avani Dilger; 24 hours "Working with Seniors" training with the Society of Certified Senior Advisors; On-going training with the Colorado Bar Association, TheMAC, Boulder Community Mediations Services, Boulder Interdisciplinary Committee, Association of Family and Conciliation Courts
Related Background: M.A. in Law from Cambridge University, 15 years' mediation practice, specializing in divorce, parenting issues, elder mediation, family mediation, and landlord-tenant/HOA issues; Professional Mediator status in TheMAC; Solo Mediator with Court Mediation Services, Denver, Coach for mediation trainings, member AFCC

Hours Available: 8 – 5 Monday to Friday; other times by appointment
Hourly Charge: $150
Sliding Scale Available

Catherine M. Schultheis, ADR Professional
Mediation and Paralegal Services
7560 Monarch Road
Niwot, CO 80503
303.652.3638
E-mail: cathyboulderagent@yahoo.com
www.mediationparalegalboulder.com

Areas of Practice: A, B, C, D, E
Type of ADR practiced: Mediation, Mediation/Arbitration, Arbitration, Facilitation, Supervised Parenting Time, traveling Notary

Formal ADR Training: CDR Associates mediation training, US Postal Services "Redress" program, "Dependency and Neglect" court training and ongoing training over the last 30 years. I specialize in family matters including but not limited to divorce, parenting, financial, post dissolution and elder issues.

ADR Providers Listing

Related Background: Paralegal specializing in family law since 1973; Mediator and arbiter for 30 years; Past Co-Chair of the Boulder County Bar Association ADR section; Inactive real estate broker, notary.

I am also familiar with debt resolution, contracts and disputes over money and performance, partnership dissolution, debt resolution, and real estate matters. My goal as a neutral is to offer quality ADR services at an affordable price and to assist people in resolving their disputes as amicably and quickly as possible.

Hours available: Flexible
Hourly Charge: Mediation $125, Med/Arb and Arbitration $150, Paralegal $60, Supervised Parenting Time $40, Facilitation based on agreement.

Ben Thompson, J.D.
752 17th Avenue
Longmont, CO 80501
303-651-9331

Areas of Practice: A, B, E
Type of ADR practiced: Arbitration, Mediation, Med/Arb
Formal ADR Training: CLE classes on ADR; Law School
Related Background: Volunteer Mediator for Boulder County Small Claims Court

Hours available: Monday – Friday 9 - 5
Hourly charge: $150

Susan Vanderborgh, JD
Van Horn Family Law, PC
9491 South Johnson Court
Littleton, CO 80127
susanvanderborgh@gmail.com
720.413.8348

Areas of Practice: A, B
Type of ADR practiced: Mediation – Parenting Coordinator/Decision Maker, Child Family Investigator

ADR Providers Listing

Formal ADR Training: 40 Hour Basic Mediation Training, 40 Hour Domestic Mediation Training, Parenting Coordinator/Decision Maker Training, Child Family Investigator Training - State of Colorado
Related Background: Attorney since 1990. 20+ years working with children and families. Co-chair Boulder Bar Association ADR Section, Volunteer mediator with Jefferson County Mediation Services. Trauma response team Denver Health Medical Center, Grief and Loss Counselor. I have experience working with exceptional children. I draft parenting plans that consider each family's unique circumstances and meet the best interests of the child.

Hours available: Monday – Friday 9 – 5, Evenings and weekends availably by appointment.
Hourly charge: $120 Mediation, $100 PC/DM and CFI, Sliding Scale available.