

Key Distinctions in Family ADR Neutrals' Roles in MN

Neutral Role	Process Definition	Court Ordered	Rule 114 Code of Ethics Applies	Mandatory Reporters	Civil Immunity	Testify in Court
Rule 114 Mediator	A forum in which a neutral third party facilitates communication between parties to promote settlement. A mediator may not impose his or her own judgment on the issues for that of the parties. Rule 114.02(7)	May be court ordered pursuant to Minn. Stat. Sec. 518.619, Rules 114 and 310, or voluntary.	Yes, if court ordered, or the neutral is on the Rule 114 roster.	Depends on the neutral's professional licensure.	Yes	No, except in limited circumstances.
Community Mediator	Mediator – Impartial person or persons who facilitate the voluntary resolution of a dispute. State Court Operational Guidelines 1.02. Family disputes limited to post decree parenting and property division. Minn. Stat. Sec. 494.03(5) (Some programs provide other neutral services to families who are not in the family law system.)	No, voluntarily entered by the parties. Minn. Stat. Sec. 494.01(1)	Only if the organization or individuals opt to be on the Rule 114 roster.	Yes	Yes	No. Minn. Stat. Sec. 494.02
Parenting Time Expediter	A "parenting time expeditor" is a neutral person authorized to use	Yes	Yes	Yes	Yes	No, except as to good faith of a party in a

	<p>a mediation-arbitration process to resolve parenting time disputes. The purpose of a parenting time expeditor is to resolve parenting time disputes by enforcing, interpreting, clarifying, and addressing circumstances not specifically addressed by an existing parenting time order and, if appropriate, to make a determination as to whether the existing parenting time order has been violated. Minn. Stat. 518.1751 Subd. 1b</p>					fee allocation motion
Early Neutral Evaluator	<p>At an Initial Case Management Conference (ICMC), the Court may recommend that the parties and their attorneys participate in an ENE process. Social and Financial Early Neutral Evaluations are a short-term, confidential evaluative processes designed to facilitate prompt dispute resolution</p>	<p>Yes, the process is court ordered after an Initial Case Management Conference</p>	Yes.	<p>Depends on the neutral's professional licensure (mandatory for family court services professionals).</p>	Yes	No, except in limited circumstances.

	in Family Court custody and parenting time and/or financial matters respectively. (Fourth Judicial District)					
Parenting Consultant	The PC is a person or persons appointed by the Court after the agreement of the parties to assist them in the resolution of conflicts regarding their children. Scope of the PC is agreed upon by the parties.	Yes	Maybe, if the stipulation and order and/or agreement for services state that the PC is a neutral pursuant to Rule 114.01(10) Other	Depends on the neutral's professional licensure.	Yes, if Rule 114 neutral.	Yes, if subpoena issued by a party pursuant to their agreement for services.