What Every Contractor Needs To Know About Mediation

A generation ago, mediation of construction disputes was unusual, writes **Bruce W. Ficken** in Pepper Hamilton's **Constructlaw** blog. Today, it is rare that a construction claim goes to trial without some effort at mediation first. Indeed, a substantial percentage of construction contracts require mediation as a precondition to filing suit or demanded arbitration.

"Still, as pervasive as mediation has become, misperceptions about mediation persist among the contractor population generally.

"What does a mediator decide? Who controls the proceedings? Is there such a thing as binding mediation? How confidential is confidential during and after a mediation?"

The author addresses those questions in the article.

Read the article.