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5 Attorneys for _____
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8 **IN THE SUPERIOR COURT OF CALIFORNIA**
9 **IN AND FOR THE COUNTY OF CONTRA COSTA**

10 **IN RE THE MATTER OF:**

11 _____ **TRUST**
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Case No. _____

**NOTICE TO ATTEND MEDIATION
(PROBATE CODE SECTION 17206)**

Date: _____, 2021

Time: 10:00 A.M.

Place: _____

Mediator _____

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19 **TO INTERESTED PARTIES, THEIR COUNSEL, AND THE PARTIES WHO HAVE**
20 **REQUESTED SPECIAL NOTICE:**

21 Notice is hereby given that the **Mediation** ordered by the Court on _____, 2021¹, has been
22 scheduled for _____, **2021, at 10:00 a.m.** with mediator _____ located
23 at _____.

24 Notice is further given that due to the emergency presented by the COVID-19 pandemic, the
25 Mediation will take place by Zoom or another electronic medium to be noticed by mediator _____,
26 and subject to the terms and conditions provided herein.

27 Notice is further given that the Mediation may result in a settlement of the matter that is the
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¹Probate Code Section 17206.

1 subject of the above-referenced case and all interested persons' and parties' interests therein. Settlement
2 of the matter may result in an agreement for the distribution of assets of the above-referenced Trust.
3 Settlement of the matter may also result in an award of attorneys' fees to one or more parties under Smith
4 v. Szeyller (2019) 31 Cal.App.5th 450, and Breslin v. Breslin (2021), Cal. Ct. App., April 5, 2021,
5 Second Appellate Dist., B301382.

6 Notice is further given that interested persons or parties who do not have counsel may attend the
7 Mediation and participate.

8 Notice is further given that any interested persons or parties that attend the Mediation shall be
9 required to contribute to the cost of the Mediation. Payment shall be made to _____ prior to the
10 start of Mediation.

11 Notice is further given that non-participating persons or parties who receive notice of the date,
12 time, and place of the Mediation may be bound by the terms of any agreement reached at Mediation
13 without further action by the Court or further hearing. Smith v. Szeyller (2019) 31 Cal.App.5th 450, and
14 Breslin v. Breslin (2021), Cal. Ct. App., April 5, 2021, Second Appellate Dist., B301382. Rights of the
15 interested parties, persons, intestate heirs, or prospective heirs beneficiaries may be lost by the failure
16 to participate in Mediation.

17 Notice is further given that all represented parties and all unrepresented parties that intend to
18 participate in the Mediation are required to advise the Mediator, _____ of his/her/their/its intention
19 to attend and participate by making contact via either by email or U.S. Mail. Notice to participate in
20 Mediation will not be accepted via telephone. Notice is required to be given as follows:

21 **[Insert Mediator Contact Information]**

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23 Dated: _____, 2021

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Douglas W. Housman

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