

Circuit Court Misdemeanor Court Options for Mediation Participants

Your options on what to do with a Criminal Misdemeanor Court Case or Cases are:

1) TO CLOSE A CASE:

If you have mutually reached an agreement which has resolved the issues at the heart of the conflict, you may sign an agreement requesting that your case be closed. Community Mediation will submit your request to the State's Attorney's Office on your behalf. The Assistant State's Attorney will consider your request.

In most instances, the State will close your case by way of a "nolle prosequi" or by agreeing to indefinitely postpone the case by entering a "stet."

Exact language to be used for the agreement:

"Participant Names (full names of all mediation participants) request that the State close District Court Case(s) # _____ (list all court case numbers)"

- The clerk will do the paperwork on your court date; consult your attorney whether you need to be present

2) TO CONTINUE WITH MEDIATION PROCESS:

If you have finished one (or more) mediation sessions and wish to continue with the process but the next session cannot be held before the currently scheduled court date, you must appear in court on your scheduled court date and inform the State's Attorney of that fact.

3) TO PROCEED WITH THE COURT CASE:

If the issues were not resolved in mediation and you wish to proceed with the court case, you must appear in court at the scheduled time.

For any questions regarding your legal responsibilities or options, please contact:

- Your attorney if you are the defendant.

or

- The Assistant State's Attorney for your case if you are the victim/witness.