

Table 1. Frequency of Mediators' Activities

percentages of respondents who responded that the mediators engaged in the following activities in more than half of their mediations in 2017

| Mediation Activity | Participated as Mediator (N=61-62) | Participated as Lawyer (N=60-61) |
|---|---|---|
| Spent a substantial amount of time discussing the parties' underlying interests (i.e., not merely saving time and money or settling the case) | 67 | 52 |
| Suggested possible ways to resolve issues | 70 | 66 |
| Asked pointed questions that raise issues | 76 | 61 |
| Gave analysis of case, including strengths and weaknesses | 46 | 50 |
| Recommended a specific solution for settlement | 24 | 50 |
| Made predictions about likely court results | 17 | 40 |
| Applied some pressure to accept a specific solution | 10 | 38 |

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