

SAINT-AUBIN MEDIATION

ROBERT F. SAINT-AUBIN SBN 909
MEDIATOR • ARBITRATOR • ATTORNEY
53 CASSIS • MONARCH BEACH • CA 92629
949-466-2400 • FAX 949-496-5075
IN NEVADA
3753 HOWARD HUGHES PKWY • SUITE 200
LAS VEGAS • NV 89169
702-985-2400
RFSAINTE@SLOAN.MIT.EDU

November 29, 2010

Tracie Lindeman
Clerk of the Supreme Court
201 S. Carson St.
Carson City, NV, 89701

Re Nevada Foreclosure Mediation Program ADKT 435

FILED

DEC 02 2010

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *[Signature]*
CHIEF DEPUTY CLERK

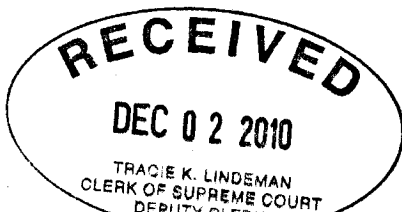
To the Honorable Members of the Court:

I am writing to comment on the proposed amendments to the Foreclosure Mediation Rules. I have been a Nevada Supreme Court Settlement Judge since 1999 and a Foreclosure Mediator since the beginning of the program. To date I have completed 121 foreclosure mediations in the program and a number of additional parallel cases in the Settlement Judge Program.

Rule 16 should not be changed. It takes an average of two hours per case assigned to perform the scheduling and premediation tasks in addition to the time allocated for the actual mediation. Once the time for a mediation has been set, if the mediation does not go forward for any reason, that time is lost. Approximately 2-3 percent of the mediations are cancelled by the homeowner with no notice to the mediator. In 1-2 percent of the cases, the mediation is cancelled by the homeowner at the last minute. In 3-4 percent of the cases compelling circumstances (such as the bank's computers or phone systems not working at the time of the mediation or legitimate medical emergencies) require rescheduling the mediation for a different date on the original fee. Full payment for the few cancelled mediations does not compensate for the other "extras" required by zealous commitment to the program.

Very truly yours,

[Signature]
Robert F. Saint-Aubin



WWW.COASTMEDIATOR.COM
ADMITTED IN CALIFORNIA AND NEVADA

10-31282