

UNITED STATES TAX COURT

WASHINGTON, DC 20217

NAME,)	[SAMPLE ORDER No.1*]
)	
Petitioner)	
)	
v.)	Docket No.
)	
COMMISSIONER OF INTERNAL REVENUE,)	
)	
Respondent)	

ORDER

On _____, the parties filed a joint motion to submit this case to non-binding mediation[, and a joint agreement to mediate]. Upon due consideration, it is

[ORDERED that this case is continued from the Court's _____ Trial Session, and jurisdiction is retained by the undersigned. It is further]

ORDERED that the joint motion filed _____ is granted and mediation will proceed in accordance with [the joint agreement to mediate] [this Order]. It is further

ORDERED that all information and documents furnished to the mediator shall be kept confidential, shall not be included in the Court's official file in this case, and shall not be disclosed to any person who is not participating in the mediation process unless a Judge of this Court determines that disclosure of such information and documents is necessary to --

- A. prevent a manifest injustice;
- B. help establish a violation of law; or
- C. prevent harm to the public health or safety, of sufficient magnitude to outweigh the integrity of the mediation proceedings.

It is further

ORDERED that the parties provide timely payment of the agreed upon costs of the mediation[, in accordance with paragraph

_____ of the joint agreement to mediate]. [It is further

ORDERED that the parties shall, on or before _____,
file a Stipulated Decision or a Stipulation of Settled Issues
setting forth the resolution of mediation.]

Judge

Dated: Washington, D.C.

[***NOTE**: This sample order may not cover all situations and may need to be revised depending upon the circumstances. For example, a joint agreement to mediate may not be filed in all cases (see preamble and fourth ordered paragraph), and an ordered paragraph pertaining to continuance and retaining jurisdiction (see first ordered paragraph) would apply only to cases calendared for trial. Additionally, a target deadline for filing a stipulated decision or stipulation of settled issues (see last ordered paragraph) may not be needed if the parties have established a mediation schedule by agreement. However, in all instances, a copy of the order and the name of the mediator should be forwarded to the Chief Judge.]