

IN THE IOWA DISTRICT COURT IN _____ COUNTY

Petitioner

____ CDDM _____

____ DRCV _____

APPLICATION FOR WAIVER OF MEDIATION

Respondent

The parties in this case have been ordered to participate in mediation by court order dated _____, 20____, and the _____ seeks a waiver of that requirement for the following reason(s). (Check all that apply.)

_____ 1. The _____ is a protected party in a currently valid domestic abuse protective order issued in a civil or criminal case. A copy of the order is attached to this application. (If no order is attached, provide an affidavit from the protected party as to the name of the case, jurisdiction issuing the order, date of issuance and other pertinent information concerning the scope of the order.)

_____ 2. The parties were ordered to participate in mediation, but the mediator has written a letter indicating the mediator's opinion that mediation is not appropriate in this case, based on the guidelines of the Family Mediation Program. (Attach a copy of the letter.)

_____ 3. There is a history of domestic abuse, as defined in Section 598.41(3)(j), and because of that history, the _____ believes that he/she is in danger of physical or emotional abuse in connection with any mediation session. (An affidavit from the person seeking the waiver of mediation, which sets forth the history of domestic abuse, is attached.)

_____ 4. The movant seeks a waiver of mediation for the reasons set forth in the attached affidavit.

Dated: _____, 20____.

ATTORNEY FOR _____.