North Carolina
Industrial Commission
MINUTES

EXECUTION OF MEDIATED SETTLEMENT AGREEMENTS BY COUNSEL
ON BEHALF OF EMPLOYERS AND CARRIERS

It has become common for counsel to execute mediated settlement agreements on behalf of employers and carriers who do not physically attend the mediation conferences at which settlements are reached, and ICMSC Rule 4(b) specifically provides for the waiver of the attendance requirement. Effective immediately the execution by counsel of a mediated settlement agreement for employers and carriers who do not physically attend mediation conferences shall be deemed to be in compliance with ICMSC Rule 4(d) and IC Rule 502(3)(b), and any such mediated settlement agreement may be enforceable if it is found to be fair and just and in the best interest of all parties, and otherwise complies with IC Rule 502. These minutes do not in any way affect the other provisions of ICMSC Rule 4(d).

This 30th day of October, 2007.

PAMELA T. YOUNG
CHAIR

BERNADINE S. BALLANCE
COMMISSIONER

DANNY LEE MCDONALD
COMMISSIONER

BUCK LATTIMORE
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COMMISSIONER