

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK**

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In Re:

Chapter:
Case No.:

Debtor.

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Plaintiff,
-against-

Adv. Pro. No.:

Defendant.

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SETTLEMENT AGREEMENT REACHED AT MEDIATION

The parties named below having a dispute in the above matter agree to resolve the above-captioned adversary proceeding / contested matter (the "Contested Matter") according to the following terms:

1. The terms of this agreement (the "Agreement") are as follows:

2. _____ will prepare any further documents necessary to implement this agreement on or before _____, and will file this Agreement with the Court on or before _____.

3. To the extent required, _____ will prepare and file an application seeking approval of this Agreement pursuant to any applicable Federal Rule of Bankruptcy Procedure and/or Local Bankruptcy Rule (the "Application") on or before _____.

4. On or before _____, _____ will deposit \$ _____ with counsel to _____, which sum shall be held in escrow and only released to _____ upon entry of a final order approving the Agreement.

5. In the event the Bankruptcy Court declines to approve the Agreement, the \$ _____ settlement payment shall be returned to _____, and the parties shall either (a) agree to further mediation; or (b) request the Court schedule a hearing or pre-trial conference.

6. Entry into this Agreement is not an admission by either party as to any issue of law or fact in the Contested Matter and the parties reserve all of their rights in the event the Bankruptcy Court declines to approve this Agreement.

7. This Agreement represents the entire agreement between the parties, the terms of which may only be changed in a writing executed by all parties. It is fully intended by the parties that this Agreement constitute a legally binding agreement, enforceable in accordance with its terms. This Agreement, once performed, constitutes a full satisfaction and release of all claims asserted or which could have been asserted in the Contested Matter, save and except only the following:

8. This agreement may be executed in counterparts.

ACCEPTED AND AGREED TO this ____ day of _____,

Attorney for

Attorney for

Mediation Advocate for

AGREEMENT ACKNOWLEDGED BY MEDIATOR:
