Adara Partners – Mediation support (2020)

Adara Partners acted as independent mediator to parties in a commercial dispute

Snapshot

- February – July 2020, supported two major companies through a mediation process in relation to a commercial dispute
- **Adara Partners**, led by David Gonski AC, acted as the independent mediator on a commercial dispute
- The parties sought a highly respected and independent mediator to consider a range of issues in dispute and apply a pragmatic lens to develop potential settlement options
- Covered a raft of issues in a full day mediation and discussed settlement options for the parties’ consideration

Outcome

- Compliance with court-ordered mediation process
- Mediator independence supported parties’ buy-in and cooperation during the process
- Full issues exploration considering commercial angles of the dispute and the practicalities of continued litigation
- The parties attained a greater appreciation of the other party’s perspectives and grievances enabling more productive subsequent dispute resolution discussions to take place

Adara provided the following services

- Party liaison and dispute resolution
- Coordination of mediation materials and position papers to be prepared by parties
- Review of dispute documentation
- Mediation between the parties and holding break-out discussions to canvas issues in confidence

**Experienced and respected independent mediator**

- Clarity on issues
- Strong party participation and engagement
- Best efforts at resolving the dispute

**Conflict**

**Tension**

**Disputed commercial and legal issues**
Collectively our Panel Members have advised over 90% of the ASX100 and have worked on many of the largest and most critical transactions in Australia’s corporate history. Adara Partners ‘services are not limited to the ASX100 – our Panel Members have worked on a range of public and private corporate engagements, providing our clients with their expertise, through wise counsel, financial and strategic advice.

About Adara Partners

Our Panel Members provide their time and expertise pro bono. All profits are donated to Adara Development, Adara’s not-for-profit arm that delivers services directly to more than 50,000 people living in poverty each year in Uganda and Nepal, and touches countless more through knowledge sharing.

Disclaimer: This document has been prepared by Adara Partners (Australia) Pty. Limited, (“Adara Partners”), Authorised Representative of Adara Advisors Pty. Limited AFSL 415611. This document includes only a select summary of information and does not, and does not purport to, contain all information which you may require or desire in deciding whether, or on what terms, to proceed with any course of action or transaction. Specific advice, including financial advice, should be obtained in respect of any particular matter. Further, you should also obtain such other professional advice relative to matters on which Adara Partners does not provide advice, such as tax, legal, regulatory and accounting matters, in your consideration of the matters outlined in this document.

The information contained in this document may have been compiled from data providers to which we subscribe and/or from public sources that are believed to be reliable, such as company filings and annual reports and/or from information provided by you. Whilst Adara Partners believes the information in this document to be reliable, and that opinions expressed are reasonably held, no warranty is given as to the accuracy or completeness of such information or reasonableness of such opinions and persons relying on this information do so at their own risk. To the maximum extent permissible by law, none of Adara Partners, Adara Advisors Pty. Limited, or their respective officers, employees, secondees and volunteers (“Adara Parties”) shall be liable (whether in contract, tort or otherwise and whether or not any Adara Parties have been negligent) for any direct or indirect loss, damage or costs which may be suffered by any recipient using this document or relying on anything contained in or omitted from this document.