



SUGGESTED LANGUAGE FOR MEDIATION AGREEMENT (PHYSICAL INJURY CASES)

The parties agree and reserve the right to structure a portion of the settlement proceeds prior to the execution of the final documents, with the following broker:

Kelly Ramsdale & Associates, Inc.

inclusive of the following terms:

1. Parties acknowledge and agree that a portion of the total settlement proceeds may take the form of a structured settlement (“periodic payments”) for the Plaintiff and/or the Plaintiff’s attorney, wherein Insurers will make a “qualified assignment,” within the meaning of Section 130(c) of the Internal Revenue Code of 1986, as amended.
2. Parties agree that said structured settlement may be placed with any A.M. Best A, A+ or A++ rated life insurance company that provides structured settlements.

IF A DISPUTE ARISES AS TO WHICH BROKER IS TO BE USED – ADD THIS LANGUAGE:

3. Parties agree that they will each work with their own designated broker and that said brokers will work together to effectuate the structured settlement.

Plaintiff’s designated broker: **Kelly Ramsdale & Associates, Inc.**

Defendant’s designated broker: _____

