

# The Resource Page: Focus on Mediation and ADR



## SOME USEFUL BOOKS

Roger Fisher & William Ury, *Getting to Yes: Negotiating Agreement Without Giving In*. Penguin USA. 2d ed. 1991. 200 pp. \$12.95.

Christopher W. Moore, *The Mediation Process: Practical Strategies for Resolving Conflict*. Jossey-Bass Publishers. 2d ed. 1996. 450 pp. \$34.95.

Linda R. Singer, *Settling Disputes: Conflict Resolution in Business, Families, and the Legal System*. Westview Press. 2d ed. 1994. 212 pp. \$25.00.

Jay Forberg, et al., *Divorce Mediation: Theory and Practice*. Guilford Press. 1998. 508 pp. \$55.00.

John M. Haynes, et al., *Mediating Divorce: Casebook of Strategies for Successful Family Negotiations*. Jossey-Bass Publishers. 1989. 331 pp. \$38.95.

Donald T. Saposnek & Donald Saposnek, *Mediating Child Custody Disputes: A Strategic Approach*. Jossey-Bass. Rev. ed. 1998. 352 pp. \$32.95.



## ADR JOURNALS

*Ohio State Journal on Dispute Resolution*  
Drinko Hall, 55 West 12<sup>th</sup> Ave.  
Columbus, Ohio 43210-1391  
(614) 292-7170  
4 issues/yr. \$40  
<http://www.acs.ohio-state.edu/units/law/jdr/>

*Mediation Quarterly*  
Jossey-Bass, Inc.  
5<sup>th</sup> Floor, 350 Sansome Street  
San Francisco, California 94104-1342  
(800) 956-7739  
4 issues/yr. \$58 (individuals)  
<http://www.josseybass.com/JBJournals/mq.html>

*Journal of Dispute Resolution*  
School of Law  
University of Missouri, Columbia  
206 Huston Hall  
Columbia, Missouri 65211  
(573) 882-2052  
2 issues/yr. \$21 (US) \$26 (Canada)  
<http://www.law.missouri.edu/csdr/jdr.html>

*Dispute Resolution Journal*  
American Arbitration Assoc.  
140 W. 51<sup>st</sup> Street  
New York, New York 10020-1203  
4 issues/yr. \$100 (\$90 first year)  
<http://www.adr.org/subscription.html>

*Dispute Resolution Magazine*  
ABA Dispute Resolution Section  
ABA Order Fulfillment  
750 N. Lake Shore Drive  
Chicago, Illinois 60611  
(312) 988-5000  
3 issues/yr. \$25 (non-section members)  
<http://www.abanet.org/dispute/magazine/home.html>



## OTHER MEDIATION/ ADR RESOURCES

**National Association for Community Mediation**  
<http://www.nafcm.org>

The NACM is a clearinghouse for community mediation programs around the country. Under "news" on its directory, you are linked to background information and its available publications. For links to web sites of community mediation programs or other dispute resolution groups, click "links" from the home page.

*Court Review* thanks Judge Karen Arnold-Burger, Judge Robert Fairchild, and Gary Kretchmer for their contributions of information for this page.

**CPR Institute for Dispute Resolution**  
<http://www.cpradr.org>

This web site includes bibliographies of books and articles of interest, as well as this group's own publications, including ones about developing ADR programs in state and federal courts.

**The Federal Judicial Center**  
<http://www.fjc.gov>

Several ADR publications can be downloaded from the web site, including ones describing all ADR programs in use in the federal courts and ones evaluating specific pilot programs tried there.

**American Arbitration Association**  
<http://www.adr.org>

You can read current articles from the AAA's *Dispute Resolution Journal*, find bibliographies of recent ADR literature, and find links to other ADR sites.

**American Bar Association: Section of Dispute Resolution**  
<http://www.abanet.org/dispute>

This ABA section has a number of useful publications, listed here, as well as links and updates on current activities.

## SUGGESTIONS FOR THE RESOURCE PAGE

Each issue of *Court Review* features The Resource Page, which seeks to help judges find solutions to problems they may be facing, alert them to new publications, and generally try to provide some practical information judges can use. Please let us know of resources you have found useful in your work as a judge so that we can tell others. Write to the editor, Judge Steve Leben, 100 N. Kansas Ave., Olathe, Kansas 66061, e-mail: [sleben@ix.netcom.com](mailto:sleben@ix.netcom.com).



# The Resource Page



## NEW PUBLICATIONS OF INTEREST

G. Alan Tarr, *Understanding State Constitutions*. Princeton Univ. Press, 1998. 271 pp. \$35.

Rutgers University political science professor G. Alan Tarr examines the state constitutions of the United States, discussing their distinctiveness in American governmental structure. Tarr provides a historical discussion of the interpretation of state constitutions throughout U.S. history, concluding with an examination of modern trends in state constitutional interpretation. He concludes that, while many state courts continue to rely automatically on federal case law when confronting what should be a state law issue, more independent state interpretations are being made. Over time, Tarr suggests, this will have a positive effect in giving alternative possibilities from which a state court may choose the one that best captures the meaning of the provision of its constitution that is at issue.

Richard Fruin, *Judicial Outreach on a Shoestring: A Working Manual*. ABA Judicial Division, 1999. 246 pp. \$19.95.

In this book, Judge Richard Fruin provides descriptions of seventeen judicial outreach programs in place around the country, ranging from town hall meetings to teen courts to judge-hosted educational radio programs. Central to the book are working papers, publicity and associated materials from the individual programs, which are included. In addition, other program ideas for judicial outreach are also described. The price is discounted to \$9.95 for ABA Judicial Division members; add \$3.95 to either price for S&H. Order from ABA Publication Orders, P. O. Box 10892, Chicago, Illinois

60610-0892 - (800) 285-2221 - Product Code 5230048. Add sales tax if from DC (5.75%), Illinois (8.75%) or Maryland (5.0%).

David Rottman, et al., *A Guide to Court and Community Collaboration*. NCSC, 1998. 107 pp. \$5.00 (S&H).

This NCSC-produced guide includes a description of six exemplar projects of court-community collaboration, in addition to a detailed, general discussion of how to develop such programs. To order, send \$5.00 for shipping and handling to NCSC, Att.: Lynn R. Grimes, P. O. Box 8798, Williamsburg, VA 23187-8798 - or call (757) 259-1841 - or e-mail: lgrimes@ncsc.dni.us.



## INTERNET SITES OF INTEREST

**National Center for State Courts**  
<http://www.ncsc.dni.us>

The National Center's web site provides links to local court web sites throughout the country, as well as to sites of organizations affiliated with the National Center, including the Conference of Chief Justices, the National Association for Court Management, and the American Judges Association.

**CTC6 - National Court Technology Conference**  
<http://www.ncsc.dni.us/ctc6.htm>

Hosted by the National Center for State Courts, the September 14-16, 1999 CTC6 will be the sixth national court technology conference. More than 125 vendors are anticipated, along with an international faculty covering best practices in justice information systems, electronic filing, data security, courtroom technologies and other areas. Full details and registration information are available at this web site.

**State Justice Institute (SJI)**  
<http://www.clark.net/pub/sji/>

SJI, established by Congress to foster innovations in judicial administration in state courts, has awarded more than \$100 million in grants to court systems, local courts and other entities, as well as educational scholarships to judges and court management personnel. Information about grants available from the State Justice Institute is available at this web site, as well as SJI's newsletter and lists of prior grant recipients (with contact information). For an overview of SJI, you can look at their ten-year report, *Improving the Quality of American Justice, 1987-1997*. More on SJI in the next issue of *Court Review*.

**Federal Judicial Center**  
<http://www.fjc.gov>

The Federal Judicial Center has a great many publications available on line, including the Manual for Complex Litigation; several publications on alternative dispute resolution; educational materials for training court staff on issues such as supervising other employees and diversity in the courts; and back issues of the *State-Federal Judicial Observer*; a FJC publication.

**The Federal Judiciary Homepage**  
<http://www.uscourts.gov>

The Administrative Office of the U.S. Courts hosts this site, which includes the federal judiciary newsletter, *The Third Branch*, issued monthly; listings of federal judicial vacancies, along with federal caseload statistics; news releases regarding the federal judiciary; and other general information about the federal courts.



## MEDIATION/ADR RESOURCES

Resources on mediation and ADR are found on page 55.