

**IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE**

**IN RE: AMENDMENT TO COURT OF CHANCERY RULE 174  
DESIGNATED MEDIATOR'S COMPENSATION**

WHEREAS, the Chancellor and Vice Chancellors of the Court of Chancery have given consideration to the filing costs associated with mediations filed pursuant to Chancery Court Rule 174, now, therefore, it is

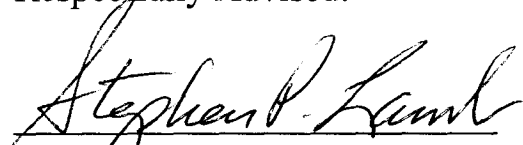
IT IS HEREBY ORDERED this 15th day of June, 2009, effective August 1, 2009,

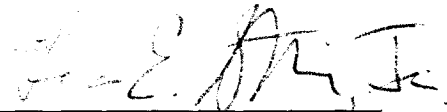
The paragraph titled "*Designated Mediator's Compensation*" under subparagraph (c)(2) of Chancery Court Rule 174 is deleted in its entirety and replaced with the following language:


If the mediator appointed is the Chancellor, a Vice Chancellor or Master, the mediator shall not be compensated. Instead, a filing fee shall be assessed against the parties as court costs in the amount of \$5,000 for the first day of mediation and \$5,000 for every additional day required. These fees shall be deposited into a separate account maintained by the Court of Chancery, which shall be used from time to time in the discretion of the Court for mediation training and/or refunds or any other purpose designated by the Chancellor. This mediation filing fee and the fee for each additional day of mediation shall be divided between the parties and may be waived or modified in the discretion of the presiding Chancellor, Vice Chancellor or Master.

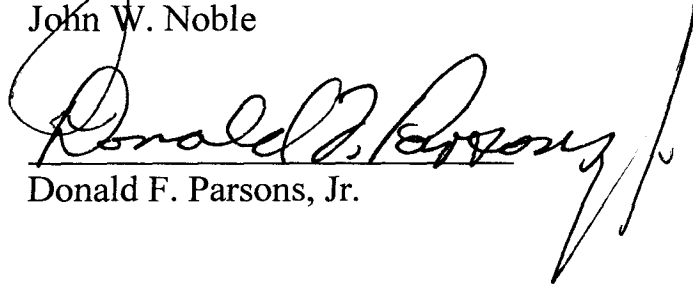
  
William B. Chandler III

Respectfully Advised:

  
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Stephen P. Lamb

  
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Leo E. Strine, Jr.

  
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John W. Noble

  
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Donald F. Parsons, Jr.