



KELLY GREENWAY BRUCE

BARRISTERS & SOLICITORS

[oshawalawyers.com](http://oshawalawyers.com)

# LEGAL MATTERS



## *Paul Greenway-Partner*

(905) 723-2278 Ext. 215

[pgreenway@oshawalawyers.com](mailto:pgreenway@oshawalawyers.com)

Paul has over 30 years of experience as a personal injury lawyer, including claims for injuries from car accidents, slip and falls, faulty products and wrongful death in both jury and nonjury cases. He has extensive trial experience achieving outstanding results for his injured clients in all levels of court, including the Ontario Court of Appeal and the Ontario Superior Court of Justice.

**Q** *What is personal injury mediation?*

**A** In many personal injury cases, private mediation is held in hopes of achieving a resolution outside of court which can reduce the uncertainty and costs of a trial.

A private mediation is generally held in an office setting. Prior to the start of a mediation the parties exchange documents outlining their positions. At the mediation itself each party will present their side of the case before moving to separate conference rooms where settlement offers are formulated. A mediator – a neutral third party chosen by both sides - will then present the offers and the responses along with the rationale for each.

The mediator doesn't have the authority of a judge and can't force any party to settle the case but he can provide great help in pointing out the strengths and weaknesses in each party's case which can often lead to a settlement. If mediation fails, your case progresses along the normal litigation process through pretrial and ultimately trial.

Mediation is also utilized when dealing with accident benefit disputes with your own insurer. That mediation process will form the basis of another article.

Kelly Greenway Bruce understands the physical, emotional and financial strains motor vehicle accidents can cause. We're dedicated to treating you with respect and compassion while using the law to advocate for fair compensation so you can rebuild your life with dignity.



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114 King Street East  
Oshawa: (905) 723-2278  
[mail@oshawalawyers.com](mailto:mail@oshawalawyers.com)