

- (1) The following pleadings in the Regional Trial Courts, and First Level courts the amount of P500.00 Mediation Fee –

Civil Cases –

- Complaint;
- Answer with mediatable² counterclaim;
 - Permissive or compulsory³ counterclaim;
 - Cross-claim;
 - Third-party complaint, Fourth-party complaint etc.
- Complaint-in-intervention;
- Answer-in-intervention⁴.

² Examples of Mediatable Cases

- (1) In the Regional Trial courts and the First Level courts (A.M. No. 01-10-5-SC-PHILJA, dated 16 October 2001), the following are mediatable:
- a. All civil cases, settlement of estates, and cases covered by the Rule on Summary Procedure, except those which by law may not be compromised;
 - b. Cases cognizable by the Lupong Tagapamayapa under the Katarungang Pambarangay Law;
 - c. The civil aspect of B.P. Blg. 22;
 - d. The civil aspect of quasi-offenses under Title 14 of the Revised Penal Code; and
 - e. Civil aspect of estafa and libel cases where damages are sought (Sec. 9, Rule 141, A.M. No. 04-2-04-SC, effective 16 august 2004)
- (2) In the Court of Appeals (A.M. No. 04-3-15-SC, dated 23 March 2004), the following are mediatable:
- a. Civil cases brought on ordinary appeal or petition for review;
 - b. Appeals from final orders, awards, judgments, resolution of quasi-judicial agencies in the exercise of their quasi-judicial functions through petition for review or certiorari;
 - c. Special civil actions for certiorari, except those involving pure questions of law;
 - d. Habeas corpus cases involving custody of minors, with the consent of the parties, provided that the minor is not detained for commission of a criminal offense;
 - e. Criminal cases cognizable by the Katarungang Pambarangay, under Republic Act No. 7160, which are offenses punishable by imprisonment not exceeding one year or a fine not exceeding P5,000.00;

EXCEPT, the following cases:

- a. Those civil cases which by law cannot be compromised;
- b. Criminal cases except those under paragraph d above;
- c. Habeas corpus petitions involving custody of minors when the subject is detained for commission of a criminal offense; and
- d. Cases with pending application for restraining orders/preliminary injunctions unless both parties have requested for mediation.

³ The new rate of the legal fees for compulsory counterclaim was suspended in a Resolution of the Court en banc in A.M. No. 04-2-04-SC, dated September 21, 2004.