

## Exercise: Statement Taking and Mediation Agreement

### The Situation:

Musu owed her friend Salamatu Le 100,000 for cosmetics she collected from her. The amount was to be paid on 12 July 2009. On 12 July 2009, Salamatu went to Musu's house and while sitting in the parlour saw a mini DVD player she always wanted to buy.

Salamatu asked Musu if she could take the DVD. Musu said she bought it for Le 55,000 and agreed to let Salamatu take it but on condition that if Salamatu took the DVD, it would have to be in payment of the Le 100,000 debt. Salamatu agreed to take the DVD and left. When she got home she met her husband who had bought that same DVD when he went to work that morning for Le 35,000. Salamatu became very upset and felt that she had just 'given away' her Le 100,000. Immediately, she returned to Musu's house to return the DVD and collect her money. Musu told her that as far as she was concerned she had paid Salamatu the debt when she took the DVD. Salamatu accused her of lying that the DVD cost Le 55,000 when her husband had bought one for only Le 35,000. She insisted on returning the DVD and getting her money back. The two women engaged in a shouting match until Musu's neighbour counselled them to go to the new paralegal office to settle the matter. Musu came to the paralegal office to make a complaint.

### Exercises:

- (i) Record Musu's statement.
- (ii) Draft an invitation letter to Salamatu for a mediation meeting
- (iii) Record Salamatu's statement.
- (iv) Both parties are interested in mediation; draft a letter providing relevant legal information to them.
- (v) Assume mediation is successful. Capture terms in a mediation agreement.