



## **CONFERENCE 2022**

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## **NEGOTIATION**

Round 2

# **Tracey Martel v Brittany Schauer**

**Jurisdiction:**

**Queensland**

**Problem Author:**

***Lilian Smith***

# Tracey Martel v Brittany Schauer

## AGREED FACTS

**Tracey Martel** and **Brittany Schauer** have had meteoric rises to fame, and newfound fortune. As popular internet stars, they are both among the most famous, wealthy and influential people of their generation. Together, they are employed by Broski Studios, where they host a successful podcast called 'Cringe Corner' where they react to viral videos that they deem to be cringe.

Tracey and Brittany are both defined by their illustrious careers. Brittany rose to fame after a video of her tasting juice went viral, but prior to that, she did not have wealth. Now, she earns an extraordinary living from her videos on the social media platform BeepBoop, and doing partnerships with many brands such as Rock and Timber beer and the ChairNerd ticketing platform. Over her career, she has amassed a total following of 30 million across the BeepBoop, Tweeter and Pinstagram platforms. Brittany prides herself on her political activism, which she is very vocal about on her social media platforms.

Tracey is not only an internet star, but also a musician, and the daughter of Katya Martel - founder of Martel Toys. Despite her backing of generational wealth, her mother forced their family to live in a trailer in outback Queensland for most of her childhood, so the children would grow up to "really know what hard work and life are like". Katya was exceedingly strict with her children, which taught Tracey to strive for success at all costs. Outside of her musical and internet pursuits, Tracey is the current CEO of Martel Toys. However, after a few bad commercial choices from the company, the media have started to posit that Tracey is just a nepotism baby with no real commercial skill.

Tracey is no saint, however. Martel Toys has been criticised for cutting corners in production and for abuse of its workers overseas, specifically allegations of child labour in various factories across Asia. She was formally investigated a few years ago, but no concrete evidence was found. Katya was furious with Tracey, but publicly supported the company, and denied the allegations. Many believe Tracey wanted the bad press gone so badly that she bribed the officials and buried the remaining evidence.

Brittany and Tracey met at a BeepBoop Creator event, and clicked from their first encounter. Their friendship grew over the years, and you would rarely see one without the other. They share a 10 million dollar home in Darling Point, and have two golden retrievers which they bring everywhere with them. The media has speculated that their friendship is more than just a friendship, but Tracey and Brittany have denied these rumours. However, secretly, the pair got married last September, but they decided to keep their relationship status unknown to the public for privacy.

Since the marriage, the honeymoon phase has certainly worn off, and tensions are rising between Brittany and Tracey. Not only are they fighting privately over financials, their creative directions for “Cringe Corner”, and the goings-on of Martel Toys, but their anger was brought out publicly. During a live-streamed recording session of the podcast an argument broke out. This argument culminated in Tracey, in an emotional state, yelling at Brittany “I wish I had never married you!” Naturally, this new information spread through the internet like wildfire, with fans torn over the fact that their favourite stars were really in their “ship” that people speculated for years, but saddened that they would fight so publicly. Negative sentiment from the public lead Broski Studios to fire Tracey, citing “creative differences” and her non-alignment with their corporate image.

After the live-steamed fight, Brittany was interviewed on another podcast from Broski Studios, Small Flesh Group. During this, one of the presenters, Kory Coe, pressed Brittany on the matter of her relationship with Tracey, to which she made the following comments:

*“Well, if I’m being honest, she’s an asshole. She never cares about anyone but herself, not even our precious puppies. She is supposedly rich but is just trailer park trash... and don’t get me started on the business!”*

She then went on to say that Tracey “deserves to be jailed for her crimes”. Before the interview concluded, she also announced that she will be continuing the “Cringe Corner” podcast with a new co-host, Conner Kurtis.

These comments, once again, went viral online, with fans taking particular offence to the “trailer park trash” comment, which is entirely out of line with Brittany’s supposed ethos of abolishing classism and promoting progressive values. Naturally, brands thusly decided to distance themselves from her and all the drama with Tracey.

As a result of all of this, they have decided to divorce. Tracey has moved back in with Katya while the divorce proceedings are being finalised, while Brittany has remained in their Darling Point home with the dogs. They did not sign a prenuptial agreement prior to marriage.

The two attempted to come to agreement between themselves on the monetary and emotional issues that have arisen from this dispute. However, before long, the situation became hostile and both parties engaged lawyers to take over the negotiations. Moving forward, you have been given full authority to negotiate a desirable agreement on the issues described. Both Brittany and Tracey have agreed to meet once more to finalise the matter once the groundwork is done, but do not wish to be together for long.