

HON. JOHN LEO WAGNER (Ret.)

JUDICATE WEST

ALTERNATIVE DISPUTE RESOLUTION
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CURRICULUM VITAE

JUDICATE WEST ALTERNATIVE DISPUTE RESOLUTION/ THE WAGNER LAW FIRM, P.C.

- March 2005-Present – Attorney and counselor at law, and principal shareholder of The Wagner Law Firm P.C. Practice consists entirely of the provision of alternative dispute resolution services, primarily mediation and arbitration, which are booked and administered through Judicate West Alternative Dispute Resolution. Also acts as a settlement advocate in selected matters and is occasionally called upon to serve as a special master, discovery referee or expert witness regarding ADR processes.
- Selected to be included in the 2007, 2008, 2009 and 2010 editions of *The Best Lawyers in America* in the specialty of Alternative Dispute Resolution and listed as a *Southern California Super Lawyer* in 2007, 2008, 2009 and 2010.
- Named as one of 50 Top California ADR Neutrals in 2009 by the *Los Angeles and San Francisco Daily Journal*
- Named as one of 40 Top California ADR Neutrals in 2008 by the *Los Angeles and San Francisco Daily Journal*
- Named as one of Top 32 Entertainment Mediators by *The Hollywood Reporter, Esq.*
- Recent work as an ADR neutral has included environmental disputes, natural gas and electrical power contract matters, business tort and contract cases, and the mediation of the Trans Alaska Pipeline Quality Bank litigation. Such work has also included business contract disputes, business torts, partnership disputes, intellectual property suits, professional negligence cases (legal, medical and accounting) employment claims and catastrophic personal injury cases.

IRELL & MANELLA LLP

- January 1998-March 2005 – Of Counsel with Los Angeles-based firm of Irell & Manella LLP. Member of the firm's litigation workgroup and head of the firm's ADR workgroup. Irell & Manella LLP is a major Southern California firm employing approximately 225 lawyers. Practiced primarily as an ADR Neutral, conducting nearly 1,000 mediations and arbitrations. Also retained as a settlement advocate, representing major clients of the firm in connection with efforts to settle substantial lawsuits. This work focused on environmental litigation, toxic tort cases, consumer and securities class action matters and insurance litigation.

FEDERAL MAGISTRATE JUDGE

- September 1985-November 1997 – United States Magistrate Judge, Northern District of Oklahoma. Appointed to the federal bench at age 31. Left the bench mid-way through second 8-year term to assume the position with Irell & Manella LLP.

Administered the District's court-annexed settlement program and personally conducted over a thousand mediations. Conducted many civil jury and bench trials. Also presided over criminal jury trials. Decided discovery and pretrial motions and managed a large civil caseload. Civil caseload included CERCLA and other environmental suits, asbestos litigation, employment suits, intellectual property disputes and toxic tort cases. It also included professional negligence cases, contract cases, personal injury cases, insurance matters and public interest litigation. Heard bankruptcy appeals and appeals from federal administrative agencies.

PRIVATE PRACTICE

- January 1980-August 1985 – Litigation Partner, Kornfeld & Franklin, Oklahoma City, Oklahoma. Trial practice prior to federal judicial appointment included the exclusive representation of a major railroad company in the State of Oklahoma. Other corporate representation included securities fraud, business tort and contract actions, as well as commercial cases stemming from representation of a major agricultural equipment manufacturer. Engaged in anti-trust trial work, employment litigation and hazardous waste administrative proceedings. On the plaintiff's side, prosecuted substantial product liability claims and medical malpractice cases.

EDUCATION

- University of Oklahoma College of Law, JD, 1979 (Phi Delta Phi)
- University of Oklahoma, BA, 1976 (Phi Beta Kappa)

BAR ADMISSIONS

- California and Oklahoma
- U.S. Court of Appeals for the Tenth Circuit, U. S. District Court for the Central District of California, U.S. District Court for the Northern District of California, U. S. District Courts for the Northern, Eastern, and Western Districts of Oklahoma

TEACHING ACTIVITIES

Federal Judicial Center

- Workshop for Judges of the Tenth Circuit (San Antonio, Texas, February 1991)
- Workshop for United States Court Clerks and District Court Executives (Houston, Texas, April 1991)
- Workshop for United States Magistrate Judges of the 8th, 9th, and 10th Circuits (San Francisco, California, June 1991)
- Workshop for United States Magistrate Judges of the 4th, 5th, 11th, and D.C. Circuits (Washington, D.C., July 1991)
- Federal Judicial Center ADR Implementation Seminar (Kansas City, 1994)
- Federal Judicial Center ADR Implementation Seminar (Kansas City, 1996)

Adjunct Professor of Law

- University of Tulsa College of Law
Pretrial practice course (1989-1990).
- Guest Lecturer
Presentations at the University of Southern California Law School; the University of Tulsa College of Law, the University of Oklahoma College of Law, Whittier Law School, Loyola Law School and Chapman University School of Law.

Continuing Legal Education Instructor

- Presentations in many continuing legal education seminars. Sponsoring organizations include the Air and Waste Management Association; the American Bar Association; the CPR Institute for Dispute Resolution; the United States Court of Appeals for the Tenth Circuit; the International Academy of Mediators, the Strauss Institute for Dispute Resolution at Pepperdine University School of Law; the National Energy-Environmental Law and Policy Institute (NELPI); the Orange County Bar Association; the Orange County Federal Bar Association; the Oklahoma Chapter of the American College of Trial Lawyers; the Oklahoma Bar Association; the University of Tulsa College of Law, Division of Continuing Education; the Council Oak and William P. Gray Chapters of the American Inns of Court, the United States District Court for the Northern District of Oklahoma, the American Corporate Counsel Association, Southern California Chapter the Practising Law Institute (PLI), Pincus Communications, the Judge Paul R. Michel Intellectual Property Inn of Court (Los Angeles), the Defense Research Institute (DRI) Business Litigation and Intellectual Property Sections, and the American Bar Association Section of Dispute Resolution.

LEADERSHIP

President, International Academy of Mediators (2008-2009)

Court Administration and Case Management Committee of the U.S. Judicial Conference

- Appointed by Chief Justice Rehnquist in 1992
- ADR Task Force
- Civil Case Management Subcommittee
- Court Governance Subcommittee

CPR Institute for Dispute Resolution

- CPR Advisory Committee (1998 Mediation Procedure)
- CPR/Georgetown Commission on Ethics and Standards in ADR
- CPR Provider Drafting Committee (Principles for ADR Provider Organizations)
- CPR Awards Committee

Federal Magistrate Judges Association

- Director for the Tenth Circuit (1988-89)

American Inns of Court

- Master, Judge Paul R. Michel Los Angeles Intellectual Property Chapter (2008-present)
- Executive Committee, William P. Gray Legion Lex Chapter (1999-2003)
- President, Council Oak Chapter (1992-1993)

University of Oklahoma College of Law Alumni Association

- President (1991-92)

University of Tulsa College of Law Center on Dispute Resolution

- Advisory Board (founding-1997)

HONORS AND AWARDS

- Certificate of Appreciation (LA County Superior Court Judicial Mediation Program, 1999)
- Jack R. Givens Leadership Award (Council Oak Chapter, American Inns of Court, 1997)
- Distinguished Service Award (Council Oak Chapter, American Inns of Court, 1994)
- Certificate of Appreciation (City of Tulsa, 1990, for mediator training)
- Outstanding Federal Magistrate (OTLA, 1986)

FELLOWSHIPS

- Distinguished Fellow and Past President, International Academy of Mediators (1998-present)
- Fellow, American College of Civil Trial Mediators ((2000-present)

PROFESSIONAL ASSOCIATIONS

- CPR Institute for Dispute Resolution (Panel of Distinguished Neutrals; Arbitration Appeals Panel)
- California Academy of Distinguished Neutrals (Diplomate Member)
- Association of Business Trial Lawyers
- Southern California Mediation Association
- California Dispute Resolution Council

BAR ASSOCIATIONS

- California Bar Association
- Orange County Bar Association (ADR Committee)
- Federal Bar Association
- Oklahoma Bar Association
- Tulsa County Bar Association
- American Bar Association
- Oklahoma County Bar Association (1980-1985)

PUBLICATIONS

Creative Solutions to Intramural Business Strife: When Parents Leave the Business to Cain and Abel, presented at the DRI Commercial and Intellectual Property Litigation Symposium—Litigating the Financial Meltdown and Protecting Your Intellectual Property, Chicago, Illinois, April 22, 2009.

Aggressive ADR? Yes, it's all part of supercharged litigation, Business Law Today, May/June 1999, at 55.

Peace with Honor: Avoiding the Bloodshed of Litigation through ADR, Conflict Management, winter 1995, at 1 (Part I); Summer, 1996, at 7 (Part II).