

**CURRICULUM VITAE**

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**CURRENT WORK**

The Mediation Alliance, Inc. – Founder, President, Full Time Mediator  
The Institute for Mediation Studies – Founder, Director, Lead Trainer  
Pepperdine Law School – Director – “*Mediating the Litigated Case*” program  
Resolution Strategies Group – Senior Consultant

**WORK HISTORY**

The Mediation Alliance, Inc. & The Institute for Mediation Studies, 1994-present  
Superior Court of California, County of Santa Barbara, Director,  
Court Administered Dispute Resolution (CADRe) Program, 1999-2000  
Ryland Homes, Vice President, Land and Development, Los Angeles Division  
Pardee Construction Company, Land Acquisition & Pardee Environmental Group

**MEDIATION CREDENTIALS**

- Unmatched experience in the field of mediation
- Successfully mediated over 950 cases
- Pepperdine School of Law -- Straus Institute for Dispute Resolution, Director of “*Mediating the Litigated Case*” program
- United Nations Development Programme (UNDP) – International Dispute Resolution Expert
- Mediator “Federal Victims of 9/11 Fund”, appointed by Special Master Kenneth Feinberg
- Administered several hundred mediations as ADR Director of the Santa Barbara Superior Court

**MEDIATION PANELS**

- American Arbitration Association – Blue Ribbon Mediation Panel for Large, Complex Cases; National Registry of Mediators & Arbitrators; Specialty Panels for Business and Commercial, Employment and Construction
- CPR Institute for Dispute Resolution , National Panel of Distinguished Neutrals
- National Association of Securities Dealers (NASD)
- Equal Employment Opportunity Council
- United States Bankruptcy Court, Central District of California
- California Second District Court of Appeal
- Los Angeles Superior Court
- Santa Barbara Superior Court CADRe Panel
- Kern County Superior Court
- Hospital Association of Southern California
- Los Angeles County Community and Senior Services
- Los Angeles County Bar Association, Attorney-Client Fee Arbitrator

**LEGAL and ADR ORGANIZATIONS (Leadership & Membership)**

- Chair, American Bar Association, Section on Dispute Resolution, Training Committee, 2002-Present
- Fellow, International Academy of Mediators, 2003-present
- State Bar of California, Standing Committee on ADR, Ethics Subcommittee, 1998-2000
- California Dispute Resolution Council (CDRC), 1995-present; Board of Directors 1996-2003; Executive Committee 2000-2003, Mediation Legislation & Nominating Committees
- Chair, CDRC Qualifications and Standards Committee, 1997-2003, published statewide *Standards of Practice for California Mediators* in 1998
- Member, California Judicial Council drafting committee Rules of Court for mediators, 1999-2000
- California Court ADR Directors Council, 1999-2000
- Southern California Mediation Association, 1994-present, Chair Courts Committee 2005
- Association of Conflict Resolution
- Los Angeles County Bar Association – Litigation Section and DRS Associates
- Beverly Hills Bar Association – ADR Section
- Santa Barbara County Bar Association
- Association of Business Trial Lawyers
- Inn of Court, Los Angeles and West Los Angeles Chapters

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### **MEDIATION CASE EXPERIENCE**

- Successfully mediated over 950 civil mediations, before, during and after litigation. Specializing in complex, multi-party litigation including business litigation, construction defect, products liability, medical malpractice and wrongful death.
- Several hundred business/commercial cases involving breach of contract, business/corporate matters, shareholder disputes and corporate dissolutions, trade secrets, unfair competition, bankruptcy, fraud, collections, and franchise and partnership disputes and dissolutions (including several law firms).
- Several hundred construction, real property and land use cases including construction claims, defects and closeouts, land use, CEQA, environmental protection, earth movement, homeowner associations, disclosure, exchanges, brokerage and fiduciary relationships.
- Between 75-100 employment cases including discrimination, workplace harassment, wrongful termination, whistle-blowers, and wage and hour claims.
- Between 75-100 entertainment, new media, intellectual property and technology cases, including cases involving film, television, music, and computer games and software.
- Several hundred other general civil cases, including insurance coverage, intellectual property, health care, legal and medical malpractice, probates and trusts.

### **MEDIATION TRAINING EXPERIENCE**

- American Bar Association Section on Dispute Resolution, Chair, Training Committee
- U.S. Agency for International Development (USAID), Advanced Trainer
- Pepperdine Law School's Straus Institute of Dispute Resolution, Director, "Mediating the Litigated Case" program
- Resolution Strategies Group, Senior Consultant and Trainer in Negotiation & Mediation Skills
- American Arbitration Association, Mediation Skills Trainer
- Los Angeles County Bar Association, Dispute Resolution Services, Advanced Trainer
- University of Idaho Law School, Advanced Trainer at NW Institute for Dispute Resolution
- Institute for Mediation Studies, Founder, Director and Lead Trainer
- Institute of Conflict Management, Lead Mediation Trainer
- Southwestern Law School, guest lecturer
- University of California, Santa Barbara, guest lecturer
- Lorman Educational Services, seminar leader
- Contract trainer in mediation and conflict resolution skills for the Los Angeles Superior Court, Kern County Bar Association, LexisNexis, Zenith Insurance, and The Employer's Group
- Trainer, speaker and workshop leader at dozens of national conferences on ADR, mediation, negotiation and ADR ethics

### **PUBLICATIONS**

Mr. Berman has had articles published on ADR in the following publications:

- California Lawyer
- Los Angeles Lawyer
- The Daily Journal, including a monthly column entitled, "Mediation Strategies"
- Santa Barbara Lawyer, including ADR Editor 1999-2000
- California Dispute Resolution Council News
- Southern California Mediation Association News
- Los Angeles Business Journal
- Santa Monica Business Journal
- Professional Insurance Association
- Brilliant Results Magazine
- Mediate.com

### **FEES**

\$400.00 per hour, shared by the parties. Also available at \$4,000 for an "unlimited day", which includes "unlimited" mediation session, all study and travel time, and expenses. Cases outside of southern California will be billed at daily rate. All fees deposited in advance of mediation.

Confirmed dates that are cancelled within 14 days will be billed a cancellation fee of ½ of time booked. Other cancellations will pay a minimum of a \$450 cancellation/rescheduling fee.

***Please see attached Client List for references.***