

ROBERT A. HOLTZMAN – CV
Arbitrator, Mediator, Attorney (retired)

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PROFESSIONAL BACKGROUND

ATTORNEY AT LAW

Admitted to practice in all state courts in California, 1955, United States District Court, Central District of California, 1955, United States Court of Appeals, 9th Circuit, 1957. Admitted pro haec vice in federal courts in Nevada, Arizona, Texas, New York (2nd Circuit and Southern District of New York), state courts in Michigan.

Of Counsel (inactive, retired). Loeb & Loeb LLP, Los Angeles, California, January 1, 1996 to date. Partner, Loeb & Loeb, 1964 – 1995, Associate 1956 – 1963. U.S. Army, 1954 – 1956, Law Clerk, Gang, Kopp & Tyre, Los Angeles, 1954.

DISPUTE RESOLUTION

Arbitrator, 1971 to present, mediator 1992 to present. Member, American Arbitration Association National Panel of Arbitrators, 1971 to present (Commercial, Construction, Large Complex Case, Attorney Professional Responsibility Panels), CPR Institute Panel of Arbitrators. Official Observer to the National Conference of Commissioners on Uniform State Laws, Committee on Revised Uniform Arbitration Act, 1997 – 2000, Member, California Judicial Conference Advisory Committee on Standards of Practice for Commercial Arbitrators.

Judge pro tem, Los Angeles County Municipal Court, member, Los Angeles County Superior Court ADR Committee, 2000.

EXPERIENCE

Private practice of law for over forty years, principally in business litigation. Areas of concentration included antitrust, contracts, banking and institutional lending, manufacturing and distribution of consumer products, hospital administration, financing, production and distribution in the motion picture and television industries, real estate financing and development, appraisal and valuation, and dissolution of corporations and partnerships, real estate litigation involving construction contracts, construction defects, mechanic's liens and stop notices. Counseled clients in trade regulation matters. Practiced before federal, state and local consumer and regulatory agencies.

Arbitrated disputes arising in agricultural, banking, manufacturing, retail and wholesale distribution of goods and services, entertainment, food, real estate sales, leasing, financing and development, construction, aerospace and computer technology industries and legal and health care professions.

EDUCATION

University of California at Los Angeles (BA Political Science, 1951), University of Southern California School of Law (LLB 1954), Graduate and Professional Program, USC School of Law, 1956-1957

California Continuing Legal Education requirements met

American Arbitration Association continuing education requirements met, including 2008 ACE requirements, Panel Chair Workshop, Attorney Professional Responsibility Panel Training, Large Complex Case Training, Hearing Chair Training, Mediation Training Program

REPRESENTATIVE PUBLICATIONS

Author, "The Role of Arbitrator Ethics", DePaul Business & Commercial Law Journal Symposium "Winds of Change: Solutions to Causes of Dissatisfaction with Arbitration". Spring 2009

Author, "Disclosure Obligations of Dispute Resolution Neutrals, Appearance or Reality", California Litigation, October 2007

Co-Author (with Jeff Kichaven) "Recent Developments in Dispute Resolution", Torts and Insurance Practice Journal, winter 2002, 2003 and 2004

Author, "Arbitration Ethics in the 21st Century", chapter, Arbitration Now, American Bar Association Section of Dispute Resolution, 1999

Author, "22-Year Old Ethics Code Revised", AAA Currents, 1999

Author, "Ethical Quandaries – What is an Arbitrator's Duty of Disclosure?" Just Resolutions, 1998 reprinted in Commercial Law Bulletin, 2002

Author, "Arbitrary Decisions – Are Arbitral Decisions that Ignore the Law Subject to Judicial Review?" Los Angeles Lawyer, 1996

Occasional columns, Los Angeles Metropolitan News

REPRESENTATIVE SPEAKING ENGAGEMENTS

"A New Era for Arbitrator Ethics". ABA New York, 2004

“Proposed 2003 Revisions to the American Bar Association/AAA Code of Ethics for Arbitrators” ABA San Francisco, 2003

“Emerging Areas of Arbitrator Ethics” CPR Institute, Carlsbad, 2003

“Regulating ADR: Ethics 2000 and Beyond”, ABA Boston 1999

“Emerging Issues in U.S. and Canadian Arbitration, Toronto and New York, 1998

“Practices and Procedures for the Commercial and Construction Arbitrator, AAA, Los Angeles, 1998

“Current Issues in Arbitration and Mediation”, University of California at Riverside, 1996

PROFESSIONAL ASSOCIATIONS

Member, State Bar of California (Past Chair, Committee on Administration of Justice)

Member, Los Angeles County Bar Association (Past Director, Dispute Resolution Services, Inc.)

Charter Member, College of Commercial Arbitrators

Member, American Bar Association (Section of Dispute Resolution; past chair, Ad Hoc Committee on Revision of the Code of Ethics for Arbitrators in Commercial Disputes, past Vice Chair, Arbitration Committee, past chair, Large Complex Case Sub-Committee, Section Representative, Code of Ethics Task Force; member, Ethics Committee; member, Task Force on Entertainment Law and ADR)

Member, American Judicature Society

Member, Supreme Court Historical Society

REPRESENTATIVE CASES

ARBITRATION

Enforceability of corporate founder stock option

Dissolution of Limited Liability Company holding interests in major real estate development projects

Winding up and dissolution of private label credit card enterprise

Construction and construction financing agreements

Dissolution of family agricultural partnerships

Termination of aerospace satellite component project

Termination of manufacturing supply contract, termination of manufacturer representative contract

Attorney professional malpractice claims

PRIVATE PRACTICE OF LAW

Defense of public and private antitrust cases in bakery, motion picture, automobile rental, and finish hardware industries

Valuation of shareholder interest in real estate development and operating company

Injunction cases in professional sports

Landslide and defects cases

Lending and banking disputes

Hospital medical staff membership

COMPENSATION RATE

\$350.00/hour for all services