

CURRICULUM VITAE

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CURRENT WORK

The Mediation Alliance, Inc. – Commercial Mediator since 1994
American Institute of Mediation – Founder and President 2008
Mobius Executive Leadership – Senior Consultant and Executive Coach
Strategic Resolutions Group – Senior Consultant and Trainer

PAST WORK HISTORY

Director, Pepperdine Law School's "Mediating the Litigated Case" program 2002-2009

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

ADR CREDENTIALS

- Unmatched experience in the field of mediation
- Successfully mediated over 1,500 cases in over 17 years as a full-time mediator
- Internationally Certified Mediator with the International Mediation Institute in The Netherlands
- California Daily Journal "Top Neutral" in 2008 and 2009
- U.S. Bankruptcy Court (CA Central District) Mediator of the Year 2007
- Pepperdine School of Law -- Straus Institute for Dispute Resolution (ranked #1 nationally),
Director of flagship "Mediating the Litigated Case" program
- United Nations Development Programme (UNDP) – International Dispute Resolution Expert
- Administered several hundred mediations as ADR Director of the Santa Barbara Superior Court

ADR PANELS

- American Arbitration Association – National Registry of Mediators & Arbitrators; Specialty Panels for Business and Commercial, Employment, Construction and Healthcare Disputes
- International Mediation Institute, The Netherlands
- Arbitration Mediation Conciliation Center
- Financial Industry Regulatory Authority (FINRA, formerly National Association of Securities Dealers)
- United States Bankruptcy Court, Central District of California (Mediator of the Year 2007)
- California Second District Court of Appeal
- Superior Courts of Los Angeles, Santa Barbara, Kern and Sonoma Counties
- Hospital Association of Southern California

LEGAL and ADR ORGANIZATIONS (Leadership & Membership)

- Distinguished Fellow, International Academy of Mediators, 2003-present
- Diplomat, National Academy of Distinguished Neutrals, Charter Member 2010-present
- Diplomat, California Academy of Distinguished Neutrals, Charter Member, 2007-present
- State Bar of California, Standing Committee on ADR, 2006-2009; Ethics Subcomm., 1998-2000
Chair, International ADR Subcomm.; Legislation Committee, Ethics and Standards Committee
- National Chair, American Bar Association, Section on Dispute Resolution, Training Comm., 2002-07
- 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
- Los Angeles County Bar Association – Litigation and ADR Sections
- Beverly Hills Bar Association – ADR Section Exec. Comm., Chair, Real Property Section 2010-2011
- Mediators Beyond Borders – Mediator Member



CURRICULUM VITAE (page 2)**ADR CASE EXPERIENCE**

- Successfully mediated over 1,500 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.
- Several hundred personal injury, medical malpractice and premises liability mediations.
- Between 75-100 employment cases including discrimination, workplace harassment, wrongful termination, whistle-blowers, and wage and hour claims.
- Over 100 entertainment, new media, intellectual property and technology cases, including cases involving film, television, music, computer games and software development.
- Several hundred other general civil cases, including insurance coverage, intellectual property, health care, legal and medical malpractice, elder abuse, probate and trusts.

ADR TRAINING EXPERIENCE

- American Bar Association Dispute Resolution Section, Chair, Training Committee (2003-2007)
- American Institute of Mediation, founder, President, Core Faculty since 2008
- Pepperdine Law School's Straus Institute for Dispute Resolution, Director, "Mediating the Litigated Case" program (2002-2009)
- Harvard Negotiation Insight Initiative at Harvard Law School – Advisory Board
- Lipscomb University, Nashville, TN, Institute for Conflict Management, Professional Skills Trainer "Mediating the Complex Case" program
- Guest Lecturer at Southwestern Law School, University of California, Santa Barbara, University of Texas Law School, California State University Northridge and University of Idaho Law School
- U.S. Agency for International Development (USAID), Advanced Trainer (Croatia Mediation Project)
- Institute for the Study and Development of Legal Systems, Mediation Trainer (Delhi High Court, India)
- American Arbitration Association, Court Mediation Skills Trainer
- Los Angeles County Bar Association, Dispute Resolution Services, Advanced Mediation Trainer
- Institute for Mediation Studies, Founder, Director and Trainer (1994-2008)
- Institute of Conflict Management, Lead Mediation Trainer
- California Contractor's State Licensing Board – Trainer
- California Continuing Education of the Bar (CEB), seminar leader on ADR Ethics & Advocacy
- Pima College – Negotiation Skills (Core & Advanced I & II) adult learning program
- Trainer in mediation, conflict resolution and negotiation skills for Nationwide Insurance, Zenith Insurance, Children's Hospital, LexisNexis, Accountants, Inc., the Los Angeles Superior Court, Sonoma Superior Court, Santa Barbara County Bar and Kern County Bar Association.
- Trainer, speaker and workshop leader at dozens of national conferences on ADR, mediation, conflict resolution and negotiation skills.

PUBLICATIONS & MEDIA

- Consultant on the book, "A Litigator's Guide to Effective Use of ADR in California", published by California Continuing Education of the Bar (CEB) University of California and State Bar of CA
- Co-Host of weekly talk show called "Talk It Over", www.TalkItOverRadio.com
- Regular appearances as mediator on "PAPA", a television talk show about parenting and divorce
- Mr. Berman has had articles published on ADR and negotiation in the following publications:
 - California Lawyer
 - Los Angeles Business Journal
 - Professional Insurance Association
 - Mediate.com
 - IAMED.org (Intl. Academy of Mediators)
 - Santa Barbara Lawyer, ADR Editor 1999
 - Los Angeles Lawyer
 - Santa Monica Business Journal
 - CaliforniaNeutrals.com
 - Brilliant Results Magazine
 - Southern California Mediation Assn. News
 - Many other websites around the world

FEES

\$5,400 "All-Inclusive Full Day" and \$3,600 "All-Inclusive Half Day". Mr. Berman's "All-Inclusive" service for the mediation includes one pre-mediation conference call with counsel, all study time including reading briefs, travel time (up to 1 hour of drive time for half-days and including all travel time for full days), reasonable expenses, and a mediation session (full day mediations can last until midnight at no additional charge). Any additional time spent will be billed at \$480/hour. Confirmed dates that are cancelled within 21 days will be billed a cancellation fee of one half of time booked. Other cancellations will pay a minimum of a \$750 rescheduling fee. **Please see attached Client List for references.**