



AAA Mediation.org™

**FN-13892 MN-13892 LN-13892, Esq.**

**Miami, Florida**



**Current Employer-Title** Mediator and Arbitrator for Alternative Dispute Resolution firm from 2005 to present.

**Profession** Attorney, Mediator, Arbitrator

**Work History** Attorney, Sole Practitioner, 1991 – Present; Attorney, Cohen Berke Bernstein Brodie & Kondell, 1988 – 1989; Litigation Attorney, Rubin Baum Levin Constant Friedman & Bilzin, 1985 – 1987; Attorney, Britton Cohen Cassel Kaufman & Schantz, 1980 – 1985.

**Experience** Civil trial attorney, specializing in complex commercial litigation, banking including collection, secured transactions, contracts, insurance and real estate law in state and federal courts. Handled jury and non-jury trials and appeals. Served as the single arbitrator and chair of three-person panel in over 170 arbitrations. Securities arbitrator for FINRA. Arbitrated and have extensive mediation experience in matters including employment, contract and insurance disputes. Served as insurance umpire on property damage claims. Arbitrated breach of contract cases including employment agreements, healthcare, crop insurance, broker issues, insurance coverage, real estate matters including fraud in the inducement and the return of deposits. Arbitrated discrimination cases in violation of Title VII, failure to promote, ADA claims and claims for retaliation, failure to pay overtime wages in violation of FLSA, and FMLA claims. Served as chair in admiralty cases involving the Jones Act, seafarer personal injury claims, and unseaworthiness claims. Served as chairperson in healthcare matter between provider and management service organization.

**Mediator Experience** Over 20 years of mediation experience and has conducted more than 4,000 cases in a wide range of fields including personal injury, family law, commercial litigation, employment law, contract and health care disputes. Mediated more than 600 insurance disputes regarding coverage issues, property damage, crop insurance due to adverse weather conditions, and unpaid benefits under disability and life insurance policies. Mediated more than 500 cases regarding loss of use, property damage and coverage issues as a result of hurricane damage and policy claims. Conducted more than 150 mediations involving real estate contracts between broker, seller and buyer and commercial lease disputes. Mediated insurance disputes regarding deceptive sales practices and fraudulent marketing of insurance policies as investments. Also mediated actions for negligence in procuring adequate insurance. Successfully mediated contract actions between developers, owners and contractors. Served on the EEO Mediation Panel and mediated cases including age, race, national origin discrimination and ADA cases. Member, Florida Bar Grievance Mediation and Fee Arbitration Program.

<b>Representative Issues Handled as a Mediator</b>	Insurance issues include coverage, amount of property damage, determination of disability and life insurance benefits and payment by providers in health care claims. The contract disputes involve interpretation, business issues including dissolution of partnerships, banking and lending, construction disputes, fraud in the inducement and mitigation of damages. Handled real estate foreclosure cases and broker and seller disputes. Specific cases in employment law include whether an employee was terminated for cause, age, race, natural origin discrimination and the issue of retaliation.
<b>Mediator Style &amp; Process Preferences</b>	The goal of the mediator is to help the parties settle the case by encouraging communication and managing the process diligently, effectively and efficiently. It is important to understand the dispute and what the parties are saying and not saying. The mediator should assist the parties in evaluating the strengths and weaknesses of their case. When appropriate, the mediator can propose options or solutions to problems with the understanding the choice is always the parties. The attorneys need to be prepared for the mediation in order to evaluate the expectations of their clients and the possible outcomes of the case.
<b>Technology Proficiency</b>	Very experienced in using the Zoom online platform and available for arbitration and mediation via videoconference and teleconference.
<b>Education</b>	Brooklyn Law School (JD-1981); University of Miami School of Law (Visiting Student, 1980-1981); State University of New York at Stony Brook (BA, Psychology, with honors-1978).
<b>Professional Licenses</b>	Admitted to the Bar: Florida (1982); U.S. District Court: Southern District of Florida (1983), Trial Bar (1993); U.S. Court of Appeals: Eleventh Circuit (1982). Certified Circuit Court Mediator (1990); Certified Family Court Mediator (1990); Certified Federal Court Mediator (1993); Certified Special Education Mediator (1997).
<b>Professional Associations</b>	Florida Bar Association; Florida Bar Fee Arbitration Committee, National Association of Distinguished Neutrals.
<b>Recent Publications &amp; Speaking Engagements</b>	University of Miami School of Law, Center for Ethics and Public Policy, 2009 and 2010. Volunteer Mentor for Women of Tomorrow. Mentor of the Year Award 2018.
<b>Locations Where Parties Will Not be Charged for Travel Expenses</b>	Dade and Broward County, Florida
<b>Mediation Rate</b>	\$475 Per Hour
<b>Languages</b>	English
<b>Citizenship</b>	United States of America
<b>Locale</b>	Miami, FL

The AAA's Rules provide the AAA with the authority to administer a mediation including, mediator appointment, general oversight and billing. Accordingly, mediations that proceed without AAA administration are not considered AAA mediations, even when the parties select an mediator who is on the AAA's Roster.

The information contained in this resume has been supplied solely by the individual mediator and may, or may not, be a complete recitation of their experience. The AAA assumes no responsibility for the content, completeness, accuracy, or reliability of the information contained in a mediator's resume. If you have any questions about a mediator's experience or background, you are encouraged to contact your case manager.

Mediators on the AAA Roster are not employees or agents of the AAA.