



AAA Mediation.org™

**FN-1450506 MN-1450506 LN-1450506,
Esq.**

Spokane, Washington



Professional Summary

Regional legal practice includes various matters arising in the construction industry. Representative clients include developers, owners, design professionals, prime contractors, subcontractors, suppliers, and surety companies on various matters on both public and private construction projects. Representative cases include prosecuting and defending large and complex construction delay claims, labor inefficiency and impact claims, scope of work disputes, differing site conditions, requests for equitable adjustment, termination claims, payment and performance bond disputes, lien foreclosures, design professional negligence, construction defects, bid disputes, design-build disputes, construction manager liability, and insurance coverage. A significant portion of experience consists of public works projects, including highway construction, roadway and utility (sewer, water, storm), wastewater systems, Federal Aviation Administration funded projects, and complex institutional buildings (schools, government buildings, hospitals), renewable energy projects (mostly wind turbine), and large private commercial (including multi-family housing and condominiums) and high-end luxury homes. Amounts in dispute have ranged between \$5,000 and \$15 million. Practice also includes representing businesses and individuals in litigation involving sales of goods, business dissolution, director-officer liability, shareholder derivative actions, NDA's, trade secret disputes, labor and employment issues, and general contract disputes.

Current Employer and Title

Mediator, Arbitrator and Attorney at Law Office of John H. Guin, PLLC dba Guin Law and ADR.

Mediation Profession

Began mediating cases occasionally in 2009. Since 2020, approximately 50% of practice includes ADR services, mostly involving mediation.

Work History

Member, Law Office of John H. Guin, PLLC, 2007-present; former Principal at Winston & Cashatt Lawyers, P.S., 1997-2007.

ADR Experience

In addition to being involved in hundreds of mediations or arbitrations over twenty-five years as an advocate, has also served as a mediator or arbitrator to help attorneys and their clients resolve their disputes since 2004.

Experience as Mediator

Has served as mediator in over a hundred two-party and multi-party cases since 2009.

Issues Handled as a Mediator	Property damage, eminent domain, insurance coverage and subrogation, construction defects, design professional negligence, construction delays and inefficiencies, construction change orders, personal injury, real property, consumer protection, business dissolutions, and homeowner association disputes.
Mediator Style and Process Preferences	Offers both guided and standard mediation processes, including in-person and on-line. Focuses on exchange of meaningful information and active participation of necessary decision-makers as keys to a successful mediation. Works with all available tools (including facilitation and evaluation as determined by the needs of the individual case).
Technology Proficiency	Proficient in all Microsoft Office products and similar open source office products. Frequently utilize Zoom, Google Meet, and Microsoft Teams for videoconference hearings and mediations. Also proficient in e-discovery software operations, having utilized a handful of different platforms in my litigation practice.
Education Background	University of Washington (BS, History-1994); University of Oregon (JD-1996), receiving the Order of the Coif and a Statement of Completion in Business Law.
Acquired Professional Licenses	Admitted to the following Bars— Washington, 1997; Idaho, 1998; Montana, 1999; California, 2012; Oregon, 2021; U.S. Court of Appeals: Ninth (2000) and Federal (2003) Circuits; U.S. Court of Federal Claims, 2004; numerous federal district courts.
Professional Connections	Washington State Bar Association (Construction Law Section; ADR Section); Idaho State Bar Association; Montana State Bar Association (Construction Law Section); Spokane County Bar Association; American Bar Association (Forum on the Construction Industry; Section of Public Contract Law); Oregon State Bar; member of Commercial Arbitration Panel for the American Arbitration Association.
Mediation Rate	\$400 Per Hour
Languages	English
Citizenship	United States of America
Locale	Spokane, WA

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.