



AAA Mediation.org™

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Houston, Texas



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Current Employer-Title	Bergman ADR Group – President
Panelist Video	https://www.adr.org/videoresume?paramName=818429801
Profession	Attorney-Arbitrator/Mediator
Work History	Bergman ADR Group, 2001 – Present; Adjunct Professor, Pepperdine Law, 2007 – 2008; Adjunct Professor, South Texas College of Law, 2002 – 2009; General Counsel, Premiere Holdings of Texas, 1997 – 2001; Fouts & Moore P.C., 1980 – 1997.
Experience	Litigated at all levels of state and federal courts since 1980. Arbitrated and mediated internationally and domestically over \$100 billion in damages since 1990.
Mediator Experience	Mediation and arbitration comprise 100% of law practice. Mediated and arbitrated \$93+ Billion in disputes since 1990 with emphasis on complex, multi-party cases including extensive mediation experience in areas of banking, bankruptcy, business, commercial, condemnation, construction, consumer, corporate, employment, franchise, fraud, healthcare, insurance, landlord/tenant, malpractice, maritime, mass tort, municipalities, oil and gas, partnership, personal injury, premises, products liability, property, real estate, securities, toxic tort, usury and appeals.
Representative Issues Handled as a Mediator	Mediation and arbitration comprise 100% of law practice. Mediated and arbitrated \$93+ Billion in disputes since 1990 with emphasis on complex, multi-party cases including extensive mediation experience in areas of banking, bankruptcy, business, commercial, condemnation, construction, consumer, corporate, employment, franchise, fraud, healthcare, insurance, landlord/tenant, malpractice, maritime, mass tort, municipalities, oil and gas, partnership, personal injury, premises, products liability, property, real estate, securities, toxic tort, usury and appeals.
Mediator Style & Process Preferences	Mediation is a process whereby the mediator serves as a neutral and confidential facilitator of settlement discussions between the parties, and not as a judge who determines the outcome or

instructs the parties what to settle for.

In the role of a facilitator, the mediator utilizes many techniques including cases analysis, risk analysis, case evaluation, and negotiation coaching.

Although the parties are the sole determiner of the outcome of the mediation, the mediator must maintain an active role participating in assisting the parties in making those decisions.

The mediator must continue to follow up and stay involved with the lawyers if the case did not settle on the day of mediation.

Education

South Texas College of Law (JD-1980); University of Florida (BA-1977)

Professional Licenses

Admitted to the Bar: Texas, 1980; U.S. District Court: all four Districts of Texas, District of Arizona, and Eastern District of Wisconsin; U.S. Court of Appeals, Fifth Circuit

Professional Associations

Fellow Chartered Institute of Arbitrators (past board member North American Branch, current tutor), Fellow College of Commercial Arbitrators (executive board member); Association of Attorney Mediators (past National President); State Bar of Texas (past Chair MCLE Committee; past Chair Alternative Dispute Resolution Section) Texas Bar Foundation (Sustaining Life Fellow); Houston Bar Association (past Chair Litigation Section, past Chair Alternative Dispute Resolution Section); Houston Bar Foundation (Sustaining Life Fellow); Board Certified Civil Trial Law-Texas Board of Legal Specialization.

Locations Where Parties Will Not be Charged for Travel Expenses

Travel charges are not incurred in the Houston, Texas vicinity.

Mediation Rate

\$3,000 Per Day

Languages

English

Citizenship

United States of America

Locale

Houston, TX

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.