



AAA Mediation.org™

FN-1911478 MN-1911478 LN-1911478, Esq.

Chattanooga, Tennessee

[View Video](#)

Current Employer-Title Chambliss, Bahner & Stophel, PC - Shareholder

Panelist Video <https://www.adr.org/videoresume?paramName=725680848>

Profession Attorney, Architect (inactive)

Work History Shareholder / Associate, Chambliss, Bahner & Stophel, PC, 2003-Present (and 1991-2002); Partner, Samples, Jennings, Ray & Gibbons, PLLC, 2002-2003.

Experience Resolved hundreds of disputes, through litigation, arbitration or mediation involving: differing site conditions, lost efficiency, change orders, defects, delay claims, structure collapses, job site fatalities, lien and payment disputes.

Negotiated and drafted contracts for major construction projects, including: large automobile assembly plants, sophisticated chemical processing facilities, sports stadiums, corporate headquarters facilities, and solar arrays.

Provided legal advice to owners, general contractors, subcontractors, suppliers, sureties, and design professionals.

Practiced as a Licensed Architect in Georgia

Designed numerous projects, performed site inspections, familiar with construction means and methods, familiar with project design, budgeting and scheduling.

Mediator Experience Served as mediator resolving dozens of cases involving defective construction (residential and commercial), water infiltration and mold (residential), payment disputes, punch list items, delay claims, HVAC issues, and equipment installation issues.

Mediator Style & Process Preferences No "standard template" is appropriate for all mediations; instead, in each mediation I ask the attorneys for their views on what mediation procedures will be most effective. For example, opening sessions can be structured depending on the direction of parties and counsel (or dispensed with altogether). I often call counsel before and after submission of any materials to ask questions and seek insights on sensitive issues, anticipated sticking points, and gauging the parties' biases. In the event of an impasse, I have often used a mediator's proposal. If the dispute is not resolved, I continue to call counsel after the fact to see if I may assist in further negotiations. In some disputes, I have called many months after the mediation and been able to suggest other approaches that have resolved the dispute. I do not mind pestering the lawyers in order to encourage resolution.

Education University of Georgia School of Law (JD, magna cum laude – 1991); Georgia Institute of Technology (MS, Industrial Management – 1982, Georgia Tech's MBA degree); Georgia Institute of

Technology (Master of Architecture – 1981); Georgia Institute of Technology (BS, with honors – 1979).

Professional Licenses

Admitted to Bar: Georgia (1991), Tennessee (1991); U.S. District Court: Eastern District of Tennessee (1991), Northern District of Georgia (1991); U.S. Supreme Court (1995).

Professional Associations

Tennessee Association of Construction Counsel, Founding Member
Meritas, past Construction Section Chair
Associated General Contractors of America, Committee on Construction Contracts
ACE Mentor Program of Southeast Tennessee and North Georgia, past Board of Directors
Tennessee Workforce Investment Board, Southeast Tennessee Development District
Associated General Contractors of East Tennessee, past Board of Directors
Associated General Contractors of Georgia, past member

Recent Publications & Speaking Engagements

AGC of East TN Webinar on Force Majeure Contract Provisions, "Force Majeure: Common Sense in Uncommon Times," 2020

Presented to the Tennessee Association of Construction Counsel's Spring meeting, "Ideas About Real-Time ADR for Projects at Risk," 2020

Provided Insight on the Arbitration Process at the TBA 2020 Construction Law Forum, "The Arbitration Process – a Plenary Discussion of the Stages of Arbitration," 2020

Spoke at Construction Lawyers Society of America 2019 International Conference, "Ethical Issues in Addressing Design, 2019

Co-Presenter, ConsensusDocs Webinar for Associated General Contractors of America "Key Contracting Issues for Owner & Design Professional Agreements: Comparing Provisions in AIA & ConsensusDocs Contracts", 2015

Presented at the Tennessee Bar Association's Construction Law Seminar "Advocate's Perspective on Conducting an Arbitration Hearing", 2015

Co-Presenter for AIA/Associated General Contractors of East Tennessee "Prompt Pay Act and Lien Law", 2014

Co-Presenter at the Associated General Contractors of Tennessee 2014 Annual Convention "Tennessee Construction Law Update" 2014

Co-Presenter, ConsensusDocs Webinar for Associated General Contractors of America "Key Contracting Issues for Owner & Design Professional Agreements: Comparing Provisions in AIA & ConsensusDocs Contracts", 2014

Presented at the Tennessee Bar Association's CLE program "Anatomy of a Construction Dispute from A to Z", 2014

Presented for Associated General Contractors of East Tennessee "Key BIM Contracting Issues Owner & Design Professional Agreements", 2013

Presenter for AIA/Associated General Contractors of East Tennessee "Prompt Pay Act and Lien Law", 2013

Co-Presenter for ConsensusDocs Webinar for Associated General Contractors of America "Key Contracting Issues for Owner & Design Professional Agreements: Comparing Provisions in AIA & ConsensusDocs Contracts", 2013

Presented at the Tennessee Bar Association's CLE program "What Every Lawyer Involved in a Construction Case Needs to Know About Construction but is Afraid to Ask", 2013

Co-Presenter for Lorman Education Services "Construction Lien Law Seminar", 2012

Presented at Chambliss Real Estate Law Seminar "Legal Issues Affecting Real Estate Owners,

Developers, Lenders and Professionals", 2011

Co-Presenter for the Tennessee Bar Association's General Practice Summit on Construction Law, 2010

Co-Presenter to the Chattanooga Chapter of American Institute of Architects "Green/Sustainable Design Potential Liability Issues", 2010

Presented at the Tennessee Bar Association's Mediating and Arbitrating Construction Disputes Seminar "Preparing a Client (and yourself) for Mediation", 2010

Presented at the Tennessee Association of Construction Counsel "Mock Construction Trial – Opening Statement Strategies and Expert Witness Examination Strategies", 2009

Co-Presenter for Lorman Education Services "Lien Law Concepts", 2009

Presented to the Chattanooga Chapter of American Institute of Architects "Comparison of AIA A201 & ConsensusDOCS200", 2008

Presented to Tennessee Association of Construction Counsel Prompt Pay Act and Lien Law Review "An Examination and Discussion of the 2007 Amendments", 2007

Presented to Associated General Contractors of East Tennessee and Chattanooga Chapter of American Institute of Architects "New Tennessee Retainage Statute", 2007

Presented for Lorman Education Services "Construction Delay Claims in Tennessee", 2006

Presented for Lorman Education Services "Change Orders in Tennessee", 2005

Mediation Rate

\$375 Per Hour

Languages

English

Citizenship

United States of America

Locale

Chattanooga, TN

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.