



AAA Mediation.org™

## **FN-21417 MN-21417 LN-21417, Jr., Esq.**

New Bern, North Carolina



### **Work History**

Owner, Charles K. McCotter Jr. Attorney at Law, 2015-Present, 1995-1997, 1973-1974; Of Counsel, Zaytoun Law Firm PLLC, 2017-Present; Partner, McCotter Ashton PA, 2012-2014; Partner, McCotter Ashton & Smith PA, 2003-2012; Partner, McCotter McAfee and Ashton PLLC, 1998-2002; US Magistrate Judge, United States Courts, Eastern District of North Carolina, 1979-1995; Partner, McCotter & Mayo, 1974-1979; Law Clerk, John D. Larkins, Jr. - United States District Judge, 1971-1972.

### **Experience**

General practice with emphasis on civil litigation, arbitration and mediation. Served as a U.S. Magistrate Judge with full range of duties, including trials, jury and non-jury, in federal civil litigation. Thorough knowledge and experience in application of the Federal Rules of Civil Procedure, Federal Rules of Evidence, and principles of federal jurisdiction. Litigation in North Carolina Federal and State Courts; admiralty and maritime, construction, commercial, personal injury, medical, civil rights, business, property, land condemnation, and other civil cases. Have handled complex federal and state cases. Expertise in admiralty and maritime cases including boat collisions, Jones Act, unseaworthiness, maintenance and cure and comparative negligence claims.

### **Mediator Experience**

Mediated over 2,000 cases.

### **Representative Issues Handled as a Mediator**

Boat and auto accidents and collision, cargo, Jones Act, seaman status, in service of vessel, general maritime law, unseaworthiness, negligence, personal injury, wrongful death, causation, foreseeability, experts, damages, attorney fees, construction, wills, estates, real property, breach of contract, business, just compensation, civil rights, jurisdiction; comparative negligence, and scope of employment.

### **Mediator Style & Process Preferences**

Facilitative

### **Technology Proficiency**

Proficiency in Microsoft Word, Zoom, Webex, Microsoft Teams, GotoMeetings, and Free Conference Call.

### **Education**

University of North Carolina (JD-1971); University of North Carolina (BS, Business Administration-1968).

<b>Professional Licenses</b>	Admitted to the Bar: North Carolina (1971); US District Court: Eastern (1971), Middle and Western District of North Carolina; US Court of Appeals: 4th Circuit; US Supreme Court (1998).
<b>Professional Associations</b>	Member of NC Senior Lawyers; Craven County Bar Association; North Carolina State Bar; North Carolina Bar Association (Dispute Resolution Section); Maritime Law Association of the United States (Proctor in Admiralty); Southeastern Admiralty Law Institute (SEALI); Federal Magistrate Judges Association; Fourth Circuit Judicial Conference; Eastern North Carolina Inn of Court; North Carolina Academy of Superior Court Mediators; National Academy of Distinguished Neutrals.
<b>Recent Publications &amp; Speaking Engagements</b>	Have published articles on North Carolina History and made speaking engagements on Eastern North Carolina local history. Have made presentations on recreational boating.
<b>Locations Where Parties Will Not be Charged for Travel Expenses</b>	Within 60 miles of New Bern, North Carolina
<b>Mediation Rate</b>	\$350 Per Hour
<b>Languages</b>	English
<b>Citizenship</b>	United States of America
<b>Locale</b>	New Bern, NC

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.