



AAA Mediation.org™

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Minneapolis, Minnesota



Current Employer-Title O'Meara Wagner P.A.

Profession Attorney, Arbitrator, Mediator

Work History Managing Shareholder, O'Meara Wagner, PA, 1998 - Present; Attorney, Peterson & Hektner Ltd., 1992 - 1998.

Mediator Experience 26-year AAA Construction and Commercial arbitrator, AAA Large Case Panel, AAA and private mediator, early neutral evaluator, dispute resolution boards. Over 300 arbitrations, several with claims exceeding \$5M. Commercial, private and public projects, offices, hospitals, bridges, roads, civil, heavy highway, parking, utilities, telecom, industrial, infrastructure, condominiums, apartments, senior living, high-rise, mixed-use, hotels, restaurants, athletic, recreational, schools, government, tribal, wind, solar, fuel, ethanol, natural gas, coal fired plants, refineries, waste treatment, alternative and renewal energy, geothermal, hydro power, agricultural, storage and grain facilities, design, bidding, selection, project delivery, scheduling, critical path, delay, force majeure, supply chain, business interruption, loss of use, cost overruns, change orders, additional services, latent defects, site conditions, subsurface, collapse, materials, structural, mechanical, HVAC, building envelope, roof and wall systems, concrete and masonry, steel, grading, excavation, mold, indoor air quality, commissioning, testing, inspection, termination, warranties, bonding, sureties, insurance, indemnification, mechanics liens, cost, betterment, liquidated damages, financing, tax credits, attorney's fees, code, industry standards, Building Information Modeling (BIM), Virtual Design and Construction (VDC), contract interpretation (AIA, AGC, Consensus, DBIA, EJCDC, etc.), DRB.

Mediator Style & Process Preferences Mediation is the parties' process and determination. I strive to facilitate a dialog that helps the parties better understand the risks and issues involved in their dispute to find common ground and resolve differences on terms acceptable to them. I value the parties and professionals involved in the mediation process and listen to their input and suggestions. I also draw from my experience as a trial lawyer, advocate and neutral and use an evaluative approach as appropriate to help the parties bridge gaps, resolve impasse and reach meaningful outcomes.

Education William Mitchell College of Law (JD-1991).

Professional Licenses	Admitted to the Bar: Minnesota (1991); U.S. District Court; Minnesota; Court of Appeals, 8th Circuit; admitted pro hac vice in several jurisdictions.
Professional Associations	Minnesota Defense Lawyers Association (Past Director, Founding Chair, Construction Law Committee); Federal Bar Association; Minnesota Governor's Council on Developmental Disabilities (Past Chair); Saint Paul RiverCentre Convention & Visitors Authority (Founding Co-Chair); United States Civil Rights Commission State Advisory Council (Past Chair).
Recent Publications & Speaking Engagements	Successfully Negotiating Construction Contracts (2022); Contractual Indemnification & Contract Risk (2021); COVID and Your Contracts (2020); Construction Practices and the Law (2019); How Building Design Can Enhance Security (2019); Additional Insured Construction Issues (2018); Managing Risks Through Effective Design (2018); Making Schools More Secure (2018); Construction Practices, Managing Contract Risks (2018).
Locations Where Parties Will Not be Charged for Travel Expenses	Twin Cities (Minneapolis-St. Paul)
Mediation Rate	\$550 Per Hour
Languages	English
Citizenship	United States of America
Locale	Minneapolis, MN

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.