



AAA Mediation.org™

FN-27228 MN-27228 LN-27228, Esq.

Columbus, Ohio



Current Employer-Title Private Practice - Attorney, Consultant, Author.

Profession Author; Attorney - Contracts, Internet, Ecommerce, Software Licensing and Implementation, Systems Integration, Merger/Acquisition, Intellectual Property, Real Estate.

Work History Attorney and Consultant, Private Practice, 1998-present; HER Realtors, Inc., Director, 2012-2015; Board Chairman, QuanComm, Inc. and 2Venture LLC (health club chain and church/parish management software, systems and integrated payment services), 2007-2014; Chief Executive Officer and Board Chairman, Internet Transaction Solutions, Inc. (integrated electronic payment systems and services), 1999-2007; Vice President, CompuServe Ventures, Inc., 1995-98; General Counsel/Secretary, CompuServe Incorporated, 1987-95; Director and Secretary, Access Technology, Inc. (cross-platform accounting and spreadsheet software), 1988-91; Director and Secretary, Collier-Jackson, Inc. (newspaper and magazine publishing management software), 1987-94; Director, Entertainment Drive LLC, 1995-98; Director, JumpHome, Inc., 1998-2003; Director and Secretary, Microsolutions, Inc. (enterprise systems integration; Mark Cuban, CEO), 1989-92; Director, Pogonet, Inc. (ISP), 1998-2001; Director, Stanley Steemer International, Inc., 1990-91; Attorney, Bricker & Eckler, 1982-87; Adjunct Faculty, Otterbein University, Business and the Law, 1998-2001.

Non-Profit: Director/Emeritus, Otterbein University, 2006-present; Board Chair, Prevent Blindness America, 1995-98; Board Chair, Prevent Blindness Ohio, 1986-2005; Board Chair, Vaud-Villities Productions, Inc., 2001-2013; Board Chair, Northland Performing Arts Center, 2007-present.

Experience Over 30 years of experience in C-Level management for computer software/Internet/data communications companies. Extensive background in legal, business and financial issues related to information technology, software, systems development and acquisition, Internet, online, ecommerce, multimedia content and telecommunications. Substantial experience managing international business expansion and administration, merger/acquisitions, licensing, joint ventures, alliances and commercial contracts. In-depth management of Internet and online issues of electronic commerce and contracting, intellectual property (trademark, copyright, patent, trade secret), agency, defamation, privacy, regulatory, and compliance matters.

Mediator Experience Experienced in the mediation of business and technology disputes. This experience includes several dozen disputes, approximately half of which have involved system development, licensing and

contract issues. AAA cases have included several Internet, software licensing, and technology services agreement issues. Has mediated several disputes arising from the sale or purchase of businesses and related merger and acquisition issues. The amounts in dispute have been in excess of several million dollars, with one technology facilities management case settling for \$8.4 million. In these cases, I have effectively leveraged a diverse career experience: five years litigation in a large law firm; eleven years as general counsel and corporate secretary of a public technology/Internet company (CompuServe); nine years as an entrepreneur/CEO & Board Chairman (Internet Transaction Solutions, Online Resources); and, ten years as an active AAA/ICDR arbitrator/mediator.

Representative Issues Handled as a Mediator	Many contract and business disputes, particularly focused on: technology, licensing, software and Internet matters; merger and acquisition issues; franchise issues; and general contract matters.
Mediator Style & Process Preferences	My role as a mediator is to serve the interests of the mediating parties in an efficient and professional manner. My philosophy is that cases should settle when parties address issues objectively. I facilitate this through (1) reviewing the risks of litigation without control over the outcome, (2) educating the parties as to potential adverse findings of fact and law, and (3) assigning a range of value for their claims and exposures. My goal is to benefit the parties through their participation in a methodical and objective process that seeks to displace prejudice, bias, emotions and ego. I consider a mediated consensual outcome vastly superior to wasteful and risky litigation and do my best to share this benefit with those I serve.
Education	Otterbein University (BA, Political Science, Psychology, Music-1979); University of Michigan (JD-1982); Ohio State University (MBA, Business Administration, Finance-1990).
Professional Licenses	Admitted to the Bar: Ohio, 1982; U.S. District Court, District of Ohio, 1982; U.S. Court of Appeals, Sixth Circuit, 1995.
Professional Associations	Computer Law Association; American Bar Association; Ohio Bar Association; Columbus Bar Association; American Society of Corporate Secretaries; American Corporate Counsel Association.
Recent Publications & Speaking Engagements	"Internet and Online Law," Treatise, Law Journal Press, 1996-Present; "MP3: How Recording Industry is Handling the Threat," MULTIMEDIA & WEB STRATEGIST, vol. 5, no. 8, May 1999; "Congress and the Music Industry Respond to Internet Opportunities," MULTIMEDIA & WEB STRATEGIST, vol. 5, no. 8, May 1999; "Market Without Bounds - So Far, Could Old Laws Put a Crimp on Cyberspace?," BUSINESS LAW TODAY, ABA Business Law Section Magazine, March/April 1996; "Rights and Responsibilities of Information Service Providers," THE DATA LAW REPORT, Clark Boardman Callaghan, vol. 2, nos. 4 and 5, January and March 1995.
Mediation Rate	\$450 Per Hour
Languages	English
Citizenship	United States of America
Locale	Columbus, OH

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.