



AAA Mediation.org™

**FN-29786 MN-29786 LN-29786, Esq.**

**Birmingham, Alabama**



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**Current Employer-Title** Schreiber ADR - Founding Member

**Panelist Video** <https://www.adr.org/videoresume?paramName=297699439>

**Professional Summary** Peer-recognized insight and understanding of complex matters, honed during a legal career spanning 35 years as a litigator and over 25 years in alternative dispute resolution, mediating over 2,500 disputes.

Best Lawyers in America "Lawyer of the Year" (Birmingham) in Arbitration (2019) and Mediation (2017 and 2023)

The Best Lawyers in America (Arbitration, Mediation), 2012-present

Super Lawyers (Alternative Dispute Resolution), 2010-2012, 2014-present

AV Preeminent® Peer Review Rating, Martindale-Hubbell®

**Profession** Mediator and Arbitrator

Civil Litigation Attorney

**Work History** Schreiber ADR, 2017-Present; Of Counsel, Burke Harvey LLC, 2011-2017; Partner/Attorney, Schreiber & Petro P.C., 2000-2011; Partner/Attorney, Lloyd Schreiber & Gray P.C., 1989-2000.

**Experience** More than 25 years of experience as an AAA arbitrator in multiple areas of dispute, with an emphasis on (a) Personal Injury and Tort disputes, (b) Employment disputes, and (c) Business and Commercial disputes.

Value as an arbitrator is enhanced by more than 35 years of experience in all aspects of civil and commercial litigation – representing plaintiffs and defendants – involving business, wrongful death, personal injury, contractual, employment, employment discrimination, wage and hour disputes, fraud, negligence, health and general commercial liability, product liability, aviation, trucking,

construction, municipal liability, education law, and malpractice disputes.

## **Mediator Experience**

Veteran mediator with over 25 years' experience covering a wide variety of over 2,500 mediated cases, including hundreds of tort claims involving FLSA individual and class cases; employment disputes; dozens of business-related disputes; nursing home cases; medical malpractice claims; and a variety of professional liability cases.

Memberships, fellowships and appointments: American College of Civil Trial Mediators, National Academy of Distinguished Neutrals, Alabama Association of Attorney Mediators, Alabama Supreme Court Commission on Dispute Resolution.

ADR emphasis in three broad categories of disputes: personal injury and tort, employment, and business and commercial.

### **Multi-Party Dispute Resolution Experience:**

Appointed by a U.S. federal judge as liaison counsel in Fen-Phen litigation for diet centers.

Mediated multi-party cases involving alleged property damage from blasting and from hurricane/storm damage.

Mediated class action cases involving over a thousand plaintiffs under the Fair Labor Standards Act.

Mediated over 500 cases involving matters with two parties or more in a wide range of litigated matters.

### **Mediation Experience as an Advocate or Party:**

Unique background, having founded successful plaintiff and defense practices.

**Personal Injury and Tort Disputes:** For injured parties and insurance companies, matter-specific experience and a strong background in settling tort disputes and avoiding costly litigation; an understanding of personal injury disputes and experience in resolving them; value and credibility as a neutral rooted in balanced trial experience in representing both plaintiffs and defendants. On the defense side, defended a wide variety of high-profile litigation matters, including wrongful death and personal injury; many types of professional liability, including health care; municipal liability; nursing home/elder abuse. Representation of plaintiffs, handling hundreds of personal injury cases, representing parties who had been injured in a variety of claims.

**Employment Disputes:** For employment attorneys, HR professionals, and employees, matter-specific experience and a strong background in settling employment disputes and avoiding costly litigation. experience in successfully mediating a wide range of employment disputes, including cases involving wage and hour (e.g., unpaid wages or overtime) and other Fair Labor Standards Act (FLSA) claims; Equal Employment Opportunity Commission (EEOC) claims involving discrimination and harassment; non-EEOC claims alleging sexual harassment, other forms of harassment, and hostile work environment; wrongful termination; workplace retaliation; whistleblower cases; medical leave and Family and Medical Leave Act (FMLA) disputes; breaches of employment agreements; breaches of restrictive covenants, such as non-compete, non-solicitation, and non-disclosure agreements; unemployment insurance claims; workers' compensation claims; and OSHA and other workplace safety issues.

### **References**

Steve Whitehead, [steve@lgwmlaw.com](mailto:steve@lgwmlaw.com), (205) 967-8822

Jeff Friedman, [jfriedman@friedman-lawyers.com](mailto:jfriedman@friedman-lawyers.com), (205) 278-7010

David Marsh, [dmarsh@mrblaw.com](mailto:dmarsh@mrblaw.com), (205) 879-1981

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

A small sampling of representative issues have involved: if a salmonella outbreak caused death and injury to over 60 individuals; a nationwide food manufacturer potentially owing overtime pay to its drivers for delivery; explosive manufacturers possible obligations to hundreds of adjoining landowners for coal-mining activities; if employers were obligated to compensate employees for racial and sexual discrimination; insurance company's obligation to pay for the wrongful death of a plaintiff who was claiming Dram Shop violations; if a nursing home was obligated to compensate a family for patients who were alleging faulty care; whether a car wash company owed its alleged partners compensation for a disputed business arrangement; if a trucking company was liable to multiple injured individuals for violations of the Motor Carrier Act; and, multiple claims of wage and hour violations under the Fair Labor Standards Act.

<b>Mediator Style &amp; Process Preferences</b>	A strong belief in the alternative dispute resolution process, rooted in over 35 years as a litigator, and a conviction that settlement can often lead to more efficient and economically favorable results. In addition to conventional single-mediator involvement, recent positive outcomes involving co-mediation. Tenacity in attempting to reach settlement and, if the case does not settle on the day of mediation, consistent follow-up with the parties to explore other potential avenues.
<b>Technology Proficiency</b>	Zoom
<b>Education</b>	Samford University, Cumberland School of Law (J.D.-1984);  Vanderbilt University (B.A.-1981).
<b>Professional Licenses</b>	Admitted to the Bar: Alabama (1984), Virginia (2009).  Court Admissions: U.S. District Court, Northern, Middle and Southern Districts of Alabama; U.S. District Court, Eastern and Western Districts of Virginia; U.S. Court of Appeals, Eleventh Circuit; United States Supreme Court.
<b>Professional Associations</b>	Founding Diplomat, National Academy of Distinguished Neutrals  Fellow, American College of Civil Trial Mediators: Past President; Past Executive Board Member  American Arbitration Association: Commercial Panel, Employment Panel, Consumer Panel  Alabama Supreme Court Commission on Dispute Resolution: Commissioner by Appointment of the Senate Pro Tem, 2022-2025  Alabama State Bar Dispute Resolution Section: Vice President, 2023-2024; Secretary, 2022-2023; Treasurer, 2021-2022  Founding Fellow, Alabama Academy of Attorney Mediators  Alabama Center for Dispute Resolution  Alabama State Bar  Virginia Bar Association  Birmingham Bar Association
<b>Recent Publications &amp; Speaking Engagements</b>	"Mediation: Mistakes to Avoid - Beginning to End" (CLE webinar co-presenter), Alabama Defense Lawyers Association, April 18, 2023  "Bracketology" (CLE webinar co-presenter), Alabama State Bar, November 2022  "Mistakes to Avoid from Beginning to End in ADR/Mediation" (CLE webinar co-presenter), Birmingham Bar Association, October 28, 2022  "Mediator Mistakes: What Every Mediator Should Avoid" (CLE webinar co-presenter), Birmingham Bar Association, November 16, 2021  "How to Get the Best Experience from Online Mediation" (webinar co-presenter), Alabama State Bar Association (Dispute Resolution Section) and Alabama Center for Dispute Resolution, September 17, 2020
<b>Locations Where Parties Will Not be Charged for Travel Expenses</b>	Birmingham, Huntsville and north Alabama.
<b>Mediation Rate</b>	\$6,000 Per Day

<b>Languages</b>	English
<b>Citizenship</b>	United States of America
<b>Locale</b>	Birmingham, AL

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.