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Pittsburgh, Pennsylvania

Current Employer-Title Blank Rome LLP, Senior Counsel, ADR Practice Group

Profession Former Judge;
Arbitrator, Mediator;
Trial and Appellate Practitioner

Work History Senior Counsel, Blank Rome LLP, 2023-Present; Counsel, Schnader Harrison Segal & Lewis LLP, 2002 – Present; Private Mediator – 2000 – 2002; Judge, United States Court of Appeals for the Third Circuit, 1992 – 1999; Judge, United States District Court for the Western District of Pennsylvania, 1991 – 1992; Assistant United States Attorney, WDPa – 1983 – 1991; Assistant District Attorney, Allegheny County Pennsylvania, 1980 – 1983

Experience As a federal judge at the trial and appellate levels, tried, decided and authored opinions in cases involving the entire panoply of federal law issues, civil and criminal. Accumulated experience in all matters that come before federal courts, particularly in the areas of employment discrimination, class actions, intellectual property, commercial and corporate disputes, and criminal law. At the time of appointments to the United States District Court and the Third Circuit, was the youngest federal judge in the United States. Left the bench for private practice in 1999.

Joined Schnader in 2002, and has built a national and international ADR practice involving many of the world's leading corporations and agencies of the United States government, as well as a trial and appellate practice.

Member of the American Law Institute; a Fellow of the College of Commercial Arbitrators; a Board and Executive Committee member of the American Arbitration Association, was presented "Outstanding Director Award" for 2010; a member of the Board of the Georgetown Supreme Court Institute; and an honorary fellow of the American Academy of Appellate lawyers. Also the co-chair of Schnader's ADR Practice Group.

Additional highlights of work since leaving the bench include the following:

Selected by Best Lawyers as "Lawyer of the Year" in Washington, D.C. and PA for Arbitration in 2015 and 2022; Selected by Best Lawyers as "Lawyer of the Year" in Pittsburgh, PA for Mediation in 2023; Recognition in The Best Lawyers in America in the areas of Administrative/Regulatory Law, Appellate Law, Arbitration, Commercial Litigation, and Mediation (2010-2023); Noted among "Pennsylvania Super Lawyers" for Appellate Law 2012-2013, 2019-2022; Recognition among 2013 "Washington, D.C. Super Lawyers" for alternative dispute resolution; Recognition by the editors of The National Law Journal and the Legal Times as one of publication's 2010 "Champions and Visionaries," honoring attorneys who have gone the extra mile to enhance the business of law and ensure justice is done; Outstanding Director Award, given by the American Arbitration Association to a member of the organization's Board of Directors who has distinguished themselves through their singular and outstanding efforts in furthering the Association's mission of service and education in the field of conflict management.

Serves on various arbitral panels; Frequently serves as a moot court judge and provides strategic

counseling in various federal appellate matters in circuit courts throughout the country, including anti-trust, intellectual property, securities fraud, contract disputes, corporate takeovers, employment discrimination, pharmaceutical companies, constitutional issues, products liability, bankruptcy, environmental, and successor liability; Frequent guest TV and radio commentator on issues affecting human and constitutional rights; Served as a member of the Advisory Committee for the Study of Rules of Practice and Internal Operating Procedures for the United States District Court for the Western District of Pennsylvania; Chaired and moderated a series of national town meetings and congressional-style hearings on the subject of racial profiling, pre and post-9/11; Served as the United States representative on an international faculty of judges and mediators during a U.S. AID-sponsored Mediation Roundtable in the Republic of Croatia; Served as a delegate to the U.S. – Russian Roundtable on Democracy and Human Rights in Moscow and delivered the opening statement on behalf of the U.S. delegation; Served as co-chair of the National Committee on the Right to Counsel, with former Vice President Walter Mondale as honorary co-chair, to review the indigent defense system throughout the United States and create consensus recommendations for necessary reforms; Served on the Pennsylvania Supreme Court’s Comm

Mediator Experience

Having accumulated experience in all matters that come before the federal courts, have mediated all types of commercial disputes, including employment, intellectual property, shareholder, successor liability, government agency, contract, environmental, aviation and other matters.

Taught courses on advocacy, adjudication and ADR throughout the United States. Has helped train lawyers and judges in mediation techniques in Europe. Has also trained Department of Justice attorneys in mediation at the National Advocacy Center in Columbia, South Carolina and at the Attorney General’s Advocacy Institute.

Mediator Style & Process Preferences

I believe in a “roll up the sleeves”, hands on aggressive approach to resolving complex cases and prefer the active participation of reasonable counsel who are serious about the mediation process. To that end, I prepare with the parties in advance to develop their underlying needs and interests and to acquire a deeper understanding of areas of impasse. I also recommend multiple sessions whenever appropriate and am willing to work with parties for as long as it takes to reach an agreement.

Education

Duquesne University (JD-1980); Tufts University (BA, Political Science-1976).

Professional Licenses

Admitted to the Bar: Pennsylvania, 1980; U.S. District Court: Western District of Pennsylvania; U.S. Court of Appeals, Third Circuit; U.S. Supreme Court.

Professional Associations

American Law Institute, member
 American Bar Association;
 National Bar Association;
 Pennsylvania Bar Association;
 Allegheny County Bar Association (Pittsburgh);
 International Institute for Conflict Prevention and Resolution (CPR) - Current Panelist; Past Board and Executive Committee Member.
 Keep Our Republic, Pennsylvania Advisory Council
 American Academy of Appellate Lawyers, Honorary Fellow
 College of Commercial Arbitrators, fellow
 American Arbitration Association, former board and executive committee member; AAA National Task Force on Issues Related to the Arbitration of Consumer Debt Disputes, member; AAA Judicial Settlement Conference Service Panel, member; AAA Master Mediator Panel, member; Mediation Strategy Committee, AAA Council of Board Committees
 The Appellate Project, Advisory Board Member
 The Hear Foundation, Board Member
 American Constitution Society for Law and Policy (ACS), member of national board of directors
 Duquesne University School of Law, Dean’s Advisory Committee, member; Advisory Committee on the Appellate Advocacy Curriculum, member
 Ashley Addiction Treatment (Havre de Grace, Maryland), Board Member
 Board of Trustees-Eradicate Hate Global Summit
 NON-PROFESSIONAL ASSOCIATIONS: Boy Scouts of America (Southwestern Pennsylvania Region – past Board of Directors); Pittsburgh Children’s Museum (Past Board of Directors); Kiski Prep School (Alumni Board).

Recent Publications &

Served as a guest lecturer, moot court judge, and commencement speaker at various law schools,

Speaking Engagements	<p>including the University of Pittsburgh, the Georgetown Law Center, Duquesne, Temple and Harvard. Trained Department of Justice attorneys in mediation at the National Advocacy Center in Columbia, South Carolina, and served as an instructor in trial advocacy at the Attorney General's Advocacy Institute. Has also served on the faculty of continuing legal education programs focusing upon appellate practice and procedure, mediation, arbitration, and employment discrimination.</p> <p>Taught courses on advocacy, adjudication and ADR throughout the United States and has helped train lawyers and judges in mediation techniques in Europe. Authored numerous articles on subjects ranging from the death penalty to judicial reform to dispute resolution to appellate advocacy, and has testified before Congress in connection with Guantanamo detainees and judicial nominations. Served on the Boards of the Constitution Project in Washington D.C., the Imani Christian Academy in Pittsburgh, the Peter Jennings Project for Journalists and the Constitution in Philadelphia, and the National Jazz Museum in Harlem. Outspoken proponent for diversity in the legal profession, particularly in the ADR field.</p>
Mediation Rate	\$1,850 Per Hour
Languages	English
Citizenship	United States of America
Locale	Pittsburgh, PA

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.