



AAA Mediation.org™

**FN-4065677 MN-4065677 LN-4065677,  
Esq.**

**Omaha, Nebraska**

**Current Employer-Title** Kutak Rock LLP – Partner

**Profession** Attorney, Arbitrator, Mediator

**Work History** Partner, Kutak Rock LLP, 2002 – Present.

**Experience** Focuses in the areas of products liability, personal injury, wrongful death, insurance coverage litigation and general commercial litigation. This includes defending food products claims across the supply chain, as well as managing products liability defense, both in the lead trial counsel role and in supervising litigation handled by local counsel across the United States.

**Representative Litigation Experience**

**Commercial Litigation and Business Disputes:** Disputes arising from the dissolution of business relationships, including both corporate entities and partnerships; breach of contract disputes in a variety of industries and contexts, including disputes arising from breached agreements to purchase property; and cases arising from breaches of licensing, advertising and vendor agreements across the supply chain.

**Personal Injury:** Has handled hundreds of personal injury cases arising from motor vehicle and premises liability accidents.

**Products Liability:** Representative cases include explosions, fires, wrongful death actions and serious injury cases related to a variety of products, and products liability cases related to food products.

**Insurance Coverage:** Issues typically include claims of breach of an insurance contract and insurer bad faith and related issues.

**Malpractice Claims:** Defended health care providers, insurance agents and attorneys in claims of professional malpractice.

**Mediator Experience** Successfully mediated a wide variety of disputes, including disability discrimination claims, personal injury claims, gender discrimination claims, wrongful death claims, invasion of privacy claims, defamation claims, medical malpractice claims, estate claims, landlord/tenant disputes and contract disputes, among others.

Recent representative cases include multiple breaches of privacy cases involving illegal taping of individuals, the dissolution of a business partnership and related breach of contract claims, professional malpractice claims arising from a death and involving insurance coverage issues, multiple injury cases arising from a single motor vehicle accident, claims arising from an estate, and multiple disputes between tenants and their landlords.

Serves on the panel of approved mediators for the United States District Court for the District of Nebraska.

Approved Nebraska Parenting Act Mediator.

## **Education**

University of Iowa College of Law (JD-2002); University of Nebraska at Omaha (MS-1998); University of Nebraska at Omaha (MA-1997); Dana College (BA-1988); Michigan State University (Certificate in Food Safety-2014).

## **Professional Licenses**

Admitted to the Bar: Nebraska (2002), Iowa (2002); all state courts in Iowa & Nebraska; U.S. District Court: District of Nebraska, Northern & Southern of Iowa; U.S. Court of Appeals: 8th Circuit.

## **Professional Associations**

Member, National Academy of Distinguished Neutrals  
Approved Mediator, U.S. District Court for the District of Nebraska  
Member, Nebraska Mediation Association  
Member, American Academy of ADR Attorneys (Certified Mediator)  
Fellow, American College of Civil Trial Mediators (ACCTM)  
Fellow, American Bar Foundation  
Fellow, Nebraska State Bar Association  
American Bar Association  
Federal Bar Association  
Iowa State Bar Association  
Board of Directors, Legal Aid of Nebraska  
Nebraska State Bar Association, ADR Section (former chair)  
Omaha Bar Association  
Robert M. Spire American Inn of Court, Executive Committee (former president)  
Former Concord Mediation Center Affiliated Mediator (pro bono)  
Creighton University Law School, Alternative Dispute Resolution (former adjunct instructor).

## **Recent Publications & Speaking Engagements**

### **Publications:**

- “Reaching Kumbaya: Overcoming the Obstacles to Successful Mediation of Environmental Disputes,” The Federal Lawyer, June 2018 (co-author)
- “Pre-Mediation Planning for Mediation Success,” The Iowa Lawyer, September 2017 (author)
- “13 Suggestions to Help Make Your Next Mediation a Success,” The Nebraska Lawyer, January/February 2017 (author)

### **Speaking Engagements:**

- “Practical Tips for Mediation Negotiation,” NSBA Young Lawyers 2020 YLS Best Practices Seminar, March 13, 2020 (presenter)
- “Mediation Ethics: Stories From the Trenches” (Live Webinar), Iowa State Bar Association, November 19, 2019 (presenter)
- “The Psychology of Conciliation,” 2019 HUD Region VII Conference hosted by the Nebraska Equal Opportunity Commission, August 7, 2019 (presenter)
- “Ten Ways to be More Persuasive in Your Next Mediation,” Nebraska State Bar Association Young Lawyers Section, May 2019 (presenter)
- “A Mediation Primer,” Nebraska Defense Counsel Association, April 2019 (presenter)
- “Addressing Damages at Mediation,” Nebraska Association of Trial Lawyers, April 2018 (presenter)
- “A Baker’s Dozen Tips for Mediation Success,” Lincoln Legal Professionals Association, February 2018 (presenter)
- “Making the Most of Mediation,” Nebraska State Bar Association Labor Relations & Employment Law Seminar, June 2017 (panelist)
- “Making Your Mediation Successful—Highlighting Gender Issues in Mediation,” Nebraska Defense Counsel Association Annual Meeting and Seminar, June 2017 (panelist)
- “Addressing USDA Violations,” Current Issues in Agriculture CLE, Omaha, Nebraska, August 2016 (presenter).

## **Mediation Rate**

\$370 Per Hour

## **Languages**

English

**Citizenship**

United States of America

**Locale**

Omaha, NE

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.