



AAA Mediation.org™

FN-5911021 MN-5911021 LN-5911021, Esq.

Wilimington, Delaware

Current Employer-Title Clark Hill, PLC - Member In Charge

Profession Court-Appointed Neutral, Mediator, Arbitrator, Facilitator, Litigator

Work History Member In Charge, Clark Hill, PLC, 2020-Present; Partner, Smith Katzenstein & Jenkins, 2018-2020, Counsel/Associate, Young Conaway Stargatt & Taylor, LLP, 2004-2018.

Experience Litigation practice devoted to employment and commercial matters, representing both businesses and individuals before state and federal courts, as well as administrative matters before a variety of state and federal agencies. Significant experience with restrictive covenants and expedited litigation. Serves as counsel for public employers in collective-bargaining negotiations.

Regularly serves as a court-appointed neutral to the Delaware Court of Chancery and the Delaware Superior Court's Complex Commercial Litigation Division, appointed to cases involving complex commercial disputes, non-compete and related restrictive covenants, and e-discovery matters. Known for experience in technology-related matters and serves as the Co-Chair of the Delaware Supreme Court's Commission on Law and Technology.

Mediator Experience Regularly serves as mediator in complex commercial, general contract, restrictive covenant, and employment matters. Serves as a court-appointed neutral to the Delaware Court of Chancery and the Delaware Superior Court's Complex Commercial Litigation Division, appointed to cases involving commercial disputes, discovery disputes, and e-discovery matters.

Known for resolving cases in which the parties are personally vested, such as trust and estate disputes, and claims involving harassment and discrimination. Is regularly asked to serve as a neutral in cases with high-profile litigants.

Mediator Style & Process Preferences Pre-mediation conferences with each party are key to my high-resolution rate (98%). I respect the preferences of the parties for process issues and defer to them regarding in-person vs. virtual sessions, opening statements, and the submissions of mediation statements. Above all, I seek to resolve the dispute and will assist the parties to finalize their resolution through the execution of a final settlement agreement when the parties' discussions continue beyond the scheduled mediation date(s).

Technology Proficiency Regularly holds hearings and mediations through virtual platforms such as Zoom and Teams. Have conducted multi-day, multi-party mediations virtually. Experienced e-discovery facilitator.

Education Villanova University School of Law (JD-2004); University of Delaware (BA, International Relations-2001).

Professional Licenses Admitted to the Bar: Delaware (2004).

Professional Associations American Bar Association; Delaware Bar Association; Academy of Court-Appointed Neutrals

(Fellow).

Recent Publications & Speaking Engagements

National speaker on technology and the law, legal ethics, litigation, and labor and employment subjects and has written extensively on these topics. For an up-to-date list of recent publications and speaking engagements, please see <https://www.clarkhill.com/people/molly-dibianca/>.

Mediation Rate

\$500 Per Hour

Languages

English

Citizenship

United States of America

Locale

Wilimington, DE

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.