

## CURRICULUM VITAE

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### CURRENT WORK

The Mediation Alliance, Inc. – Commercial Mediator since 1994  
American Institute of Mediation – Founder and President 2008  
Mobius Executive Leadership – Senior Consultant and Executive Coach  
Strategic Resolutions Group – Senior Consultant and Trainer

### PAST WORK HISTORY

Director, Pepperdine Law School's "Mediating the Litigated Case" program 2002-2009  
Superior Court of California, County of Santa Barbara, Director,  
Court Administered Dispute Resolution (CADRe) Program, 1999-2000  
Ryland Homes, Vice President, Land and Development, Los Angeles Division  
Pardee Construction Company, Land Acquisition & Pardee Environmental Group

### ADR CREDENTIALS

- Unmatched experience in the field of mediation
- Successfully mediated over 1,350 cases in over 15 years as a full-time mediator
- Internationally Certified Mediator with the International Mediation Institute in The Netherlands
- Daily Journal "Top Neutral" in 2008 and 2009
- U.S. Bankruptcy Court (CA Central District) Mediator of the Year 2007
- Pepperdine School of Law – Straus Institute for Dispute Resolution (ranked #1 nationally),  
Director of flagship "Mediating the Litigated Case" program
- United Nations Development Programme (UNDP) – International Dispute Resolution Expert
- Administered several hundred mediations as ADR Director of the Santa Barbara Superior Court

### ADR PANELS

- American Arbitration Association – National Registry of Mediators & Arbitrators; Specialty Panels  
for Business and Commercial, Employment, Construction and Healthcare Disputes
- International Mediation Institute, The Netherlands
- Arbitration Mediation Conciliation Center
- Financial Industry Regulatory Authority (formerly National Association of Securities Dealers, NASD)
- United States Bankruptcy Court, Central District of California (Mediator of the Year 2005)
- California Second District Court of Appeal
- Superior Courts of Los Angeles, Santa Barbara, Kern and Sonoma Counties
- Hospital Association of Southern California

### LEGAL and ADR ORGANIZATIONS (Leadership & Membership)

- Distinguished Fellow, International Academy of Mediators, 2003-present
- Diplomat, California Academy of Distinguished Neutrals, Charter Member, 2007-present
- State Bar of California, Standing Committee on ADR, 2006-2009; Ethics Subcomm., 1998-2000  
Chair, International ADR Subcomm.; Legislation Committee, Ethics and Standards Committee
- National Chair, American Bar Association, Section on Dispute Resolution, Training Comm., 2002-07
- California Dispute Resolution Council (CDRC), 1995-present; Board of Directors 1996-2003;  
Executive Committee 2000-2003, Mediation Legislation & Nominating Committees
- Chair, CDRC Qualifications and Standards Committee, 1997-2003, published statewide  
*Standards of Practice for California Mediators* in 1998
- Member, California Judicial Council drafting committee Rules of Court for mediators, 1999-2000
- California Court ADR Directors Council, 1999-2000
- Southern California Mediation Association, 1994-present, Chair Courts Committee 2005
- Los Angeles County Bar Association – Litigation and ADR Sections
- Beverly Hills Bar Association – ADR Section Exec. Comm., Chair, Real Property Section 2010-2011
- Association of Business Trial Lawyers



Distinguished Fellow  
International Academy of Mediators



National Registry of Neutrals  
American Arbitration Association



Certified Mediator  
International Mediation Institute



National Panel of Distinguished Neutrals  
CPR Institute of Dispute Resolution



Diplomat  
CA. Academy of Distinguished Neutrals

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### ADR CASE EXPERIENCE

- Successfully mediated over 1,350 civil mediations, before, during and after litigation. Specializing in complex, multi-party litigation including business litigation, construction defect, products liability, medical malpractice and wrongful death.
- Several hundred business/commercial cases involving breach of contract, business/corporate matters, shareholder disputes and corporate dissolutions, trade secrets, unfair competition, bankruptcy, fraud, collections, and franchise and partnership disputes and dissolutions (including several law firms).
- Several hundred construction, real property and land use cases including construction claims, defects and closeouts, land use, CEQA, environmental protection, earth movement, homeowner associations, disclosure, exchanges, brokerage and fiduciary relationships.
- Several hundred personal injury, medical malpractice and premises liability mediations.
- Between 75-100 employment cases including discrimination, workplace harassment, wrongful termination, whistle-blowers, and wage and hour claims.
- Over 100 entertainment, new media, intellectual property and technology cases, including cases involving film, television, music, and computer games and software.
- Several hundred other general civil cases, including insurance coverage, intellectual property, health care, legal and medical malpractice, probate and trusts.

### ADR TRAINING EXPERIENCE

- American Bar Association Section on Dispute Resolution, Chair, Training Committee (2002-2007)
- American Institute of Mediation, founder, President, Core Faculty since 2008
- Pepperdine Law School's Straus Institute for Dispute Resolution, Director, "*Mediating the Litigated Case*" program
- Harvard Negotiation Insight Initiative at Harvard Law School – Advisory Board
- Lipscomb University, Nashville, TN, Institute for Conflict Management, Professional Skills Trainer "*Mediating the Complex Case*" program
- Guest Lecturer at Southwestern Law School, University of California, Santa Barbara, and University of Idaho Law School
- U.S. Agency for International Development (USAID), Advanced Trainer (Croatia Mediation Project)
- Institute for the Study and Development of Legal Systems – Mediation Trainer (Delhi High Court, India)
- American Arbitration Association, Court Mediation Skills Trainer
- Los Angeles County Bar Association, Dispute Resolution Services, Advanced Mediation Trainer
- Institute for Mediation Studies, Founder, Director and Trainer (1994-2008)
- Institute of Conflict Management, Lead Mediation Trainer
- California Contractor's State Licensing Board – Trainer
- California Continuing Education of the Bar (CEB), seminar leader on ADR Ethics & Advocacy
- Pima College – Negotiation Skills (Core & Advanced I & II) adult learning program
- Trainer in mediation, conflict resolution and negotiation skills for Nationwide Insurance, Zenith Insurance, Children's Hospital, LexisNexis, Accountants, Inc., the Los Angeles Superior Court, Sonoma Superior Court, Santa Barbara County Bar and Kern County Bar Association.
- Trainer, speaker and workshop leader at dozens of national conferences on ADR, mediation, conflict resolution and negotiation skills.

### PUBLICATIONS & MEDIA

- Consultant on the book, "*A Litigator's Guide to Effective Use of ADR in California*", published by California Continuing Education of the Bar (CEB) University of California and State Bar of CA
- Co-Host of weekly talk show called "*Talk It Over*", [www.TalkItOverRadio.com](http://www.TalkItOverRadio.com)
- Regular appearances as mediator on "*PAPA*", a television talk show about parenting and divorce
- Mr. Berman has had articles published on ADR and negotiation in the following publications:
  - California Lawyer
  - Los Angeles Business Journal
  - Professional Insurance Association
  - Mediate.com
  - California Dispute Resolution Council News
  - Southern California Mediation Assn. News
  - Santa Barbara Lawyer, ADR Editor 1999-2000
  - The Daily Journal, monthly column, "*Mediation Strategies*"
  - Los Angeles Lawyer
  - Santa Monica Business Journal
  - CaliforniaNeutrals.com
  - Brilliant Results Magazine
  - IAMED.org (Intl. Academy of Mediators)
  - Many other websites around the world

### FEES

\$400.00 per hour. Travel time outside of Los Angeles billed at one half hourly rate. Also available at \$5,000 for an "unlimited day", which includes "unlimited" mediation session, all study and travel time, and reasonable expenses. Cases outside of southern California will be billed at daily rate. All fees deposited two weeks in advance of mediation. Confirmed dates that are cancelled within 14 days will be billed a cancellation fee of one half of time booked. Other cancellations will pay a minimum of a \$450 rescheduling fee. **Please see attached Client List for references.**