

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH CAROLINA

Application for Mediators

Please complete the entire application, using additional paper if necessary. You may also attach a resume.

Name: Franklin G. Shuler, Jr

Firm or Office Name: Turner, Padgett, Graham & Laney, P A

Office Address: PO Box 1473, Columbia, SC 29202

Office Phone: (803) 254-2200 Office Fax: (803) 799-3957

ADMISSIONS AND AFFILIATIONS

Date admitted to the Bar of the District of South Carolina: 1992 I.D. No.: 5547

Date admitted to the South Carolina Bar: 1986 Bar No.: 7490

Other courts or jurisdictions to which admitted (with dates of admission and bar nos.): AL - 1983, 251-80-3691
FLA - 1984, 394769

Membership and positions held in bar, ADR and professional associations: SC Bar, Labor & Employment Section Secretary/Treasurer (1999-2000); Chair, Employment and Labor Law Specialization Advisory Board (2000); Alabama Bar, Labor & Employment Law Section Executive Committee (1990-91); Florida Bar

Are you a member in good standing in each jurisdiction where admitted to practice law? yes no

Are you currently the subject of any pending disciplinary proceeding in any jurisdiction? yes no

Have you, within the last 5 years, been denied admission to a bar for character or ethical reasons or disciplined for professional misconduct? yes no

EDUCATION

Year law degree received 1983 Law School Samford University, Cumberland School of Law

Other professional degrees received (including year and school) _____

LEGAL EXPERIENCE (A minimum of 5 years of law practice required)

Summarize legal experience (including teaching) since admission to the bar, particularly in the past five years:
I have engaged in a litigation practice since being admitted to the Alabama Bar in April 1983. My first job was with an insurance defense firm. Since 1984 I have primarily practiced employment and labor law. I currently am a shareholder with Turner, Padgett, Graham & Laney where 90+% of my practice is employment law. The remainder is commercial litigation.

Percentage of practice in last 5 years representing plaintiff 10 % or defense 90 %

Percentage of Federal or State court practice in last 5 years: Federal 80 % State 20 %

Number of years engaged in active litigation: 16 2/3

EXPERTISE

Indicate all substantive areas in which you have expertise. Place a "1" by your strongest area(s) and a "2" by all other areas in which you have expertise. (Do not rank beyond "1" and "2.") After any category you have marked, please identify any sub-areas of expertise you have (e.g. "medical malpractice" after Personal Injury).

<input type="checkbox"/> Admiralty	<input type="checkbox"/> Security or Shareholders suits
<input type="checkbox"/> Antitrust	<input type="checkbox"/> 1 Labor
<input checked="" type="checkbox"/> 2 Contracts	<input checked="" type="checkbox"/> 1 ERISA
<input type="checkbox"/> Environment	<input type="checkbox"/> 1 Wrongful Termination
<input type="checkbox"/> Fraud or Civil RICO	<input checked="" type="checkbox"/> 1 Civil Rights in Employment
<input checked="" type="checkbox"/> 2 Insurance	<input type="checkbox"/> Other Civil Rights
<input type="checkbox"/> Miller Act	<input type="checkbox"/> Copyrights
<input type="checkbox"/> Personal Injury	<input type="checkbox"/> Patent
<input type="checkbox"/> Product Liability	<input type="checkbox"/> Trademark
<input checked="" type="checkbox"/> 2 Other (specify) <u>commercial</u>	

(foreclosure/promissory notes/etc.)

Publications: "Employment Discrimination and Other Employment Related Claims After Burke: When Are Amounts Received Taxable" 9 Labor Lawyer 189 (1993); Model Employee Policies for South Carolina (S.C. Chamber of Commerce 1996); The Family and Medical Leave Act of 1993: The First Two Years; 7 The South Carolina Policy Forum 34 (1996)

MEDIATION EXPERIENCE

Mediation experience (particularly in the subject matter categories above): Have represented a party in a number of mediations. These cases have been employment based, i.e. wrongful discharge, employment discrimination, ERISA, etc.)

Other courts or organizations for whom you serve as a mediator: Have applied for Certification by South Carolina Bar

Number of mediations conducted: 0

MEDIATION TRAINING

Course	Course	No.	of	
Provider	Content	Date	Place	Hours
SC Council on Conflict Resolution	Civil Ct. Mediation Training	12/2/99 - 12/6/99	Columbia	40

OTHER INFORMATION

Are you familiar with the statutes, rules and practice governing mediation conferences in the District of South Carolina?
 yes no

Other relevant experience or skills or other information you would like considered in connection with this application:

My background is unique. For 7 1/2 years I represented Plaintiffs and Union in employment and labor cases. In 1992 I moved to South Carolina. I now generally represent employers and insurers (ERISA cases) although I still periodically handle a Plaintiff's case.

Cities in which you are available to conduct mediation:

Columbia Charleston Greenville Florence

Other _____

Fees charged:

Hourly Rate: \$ 150 Minimum charge each mediation: \$ 0

How do you bill for travel? (explain): Standard hourly rate unless otherwise agreed upon

I agree to: (1) Be subject to the Rules of Professional Conduct, Rule 407, South Carolina Appellate Court Rules; to the Rules on Disciplinary Procedure, Rule 413, South Carolina Appellate Court Rules; and the Local Rules of the District Court; (2) Provide mediation to indigents without pay if ordered by the Court; (3) Notify the Clerk of Court of any change in the above facts or otherwise in my ability to perform duties as a mediator; (4) Disclosure of information contained in this application to litigants and other members of the public.

I certify that the foregoing is true and correct.

Signature 
Applicant

Date 12/27/99

Return completed application to:
U.S. District Court
Mediation
1845 Assembly Street
Columbia, SC 29201-2431

Approved: 
U.S. District Judge

2/17/2000