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: Mark W. Bakker

Firm or Office Name: Wyche, Burgess, Freeman & Parham, P.A.

Office Address: 44 East Camperdown Way, Greenville, SC 29601
P.O. Box 728, Greenville, SC 29602

Office Phone: (864) 242-8299 Office Fax: (864) 235-8900

email address: mbakker@wyche.com

ADMISSIONS AND AFFILIATIONS

Date admitted to the Bar of the District of South Carolina: 9/12/97 I.D. No.: 6885

Date admitted to the South Carolina Bar: 10/2/96 Bar No.: 13096

Other courts or jurisdictions to which admitted (with dates of admission and bar nos.): North Carolina
Bar No. 21906 Admitted: 8/18/95

Membership and positions held in bar, ADR and professional associations:

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

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

EDUCATION

Year law degree received 1995 Law School University of North Carolina

Other professional degrees received (including year and school)
Furman University, 1991, B.A. History

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 had a general civil litigation and mediation practice with a focus on employment law with Wyche, Burgess, Freeman & Parham since 1996 including handling employment-related disputes and litigation, drafting employment contracts, handling EEOC matters, developing dispute resolution systems for employee-employer disputes, defending and prosecuting ERISA benefits claims, and dealing with various immigration issues. I have also served as a court-appointed Guardian ad litem. Prior to my time at the Wyche law firm I served as a law clerk for the Honorable Eugene E. Siler, Jr. (U.S. Court of Appeals for the 6th Circuit) and the Honorable William B. Traxler, Jr. (U.S. District Court, District of South Carolina).

Percentage of practice in last 5 years representing plaintiff 35 % or defense 65 %

Percentage of Federal or State court practice in last 5 years: Federal 40 % State 60 %

Number of years engaged in active litigation: 5

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).

____ Admiralty	____ Security or Shareholders suits
____ Antitrust	1 Labor
2 Contracts	1 ERISA
____ Environment	1 Wrongful Termination
____ Fraud or Civil RICO	1 Civil Rights in Employment
2 Insurance	____ Other Civil Rights
____ Miller Act	____ Copyrights
2 Personal Injury	____ Patent
2 Product Liability	____ Trademark
____ Other (specify)____	

Publications: ____

MEDIATION EXPERIENCE

Mediation experience (particularly in the subject matter categories above):

I have been involved in mediation since 1991. Prior to moving to Greenville, I worked for the Victim Offender Reconciliation Program in Fresno, CA and the Orange County Dispute Settlement Center in Chapel Hill, NC. I have since developed expertise in mediating employee-related disputes in addition to developing a general mediation practice.

Other courts or organizations for whom you serve as a mediator (please note any certifications):

S.C. Civil Court Certified Mediator, National Employment Mediation Services (Panel Member), Upstate Community Mediation Center (Board Chairperson), Key Bridge Foundation (Dept. of Justice mediation subcontractor)

Number of mediations conducted: 125 Number of other ADR sessions conducted: ____

MEDIATION AND OTHER ADR TRAINING

Course Provider	Course Content	Date	Place	No. of Hours
Mediation Center of Kentucky	General Mediation Training	May 1996	Lexington, KY	24.0(
S.C. Council for Conflict Res.	Circuit Court Civil Med. Training	Sept. 1996	Greenville, SC	40.0(
Dept. of Justice/Key Bridge	Americans with Disabilities Act	May 1997	Charlotte, NC	8.00

OTHER INFORMATION

Are you familiar with the statutes, rules and practice governing alternative dispute resolution in the District of South Carolina? [x] yes [ ] no

Other relevant experience or skills or other information you would like considered in connection with this application:
I have also been involved in the training of mediators, have developed materials for the training of mediators, and have given mediation presentations.

Cities in which you are available to conduct mediation:

[x] Columbia [ ] Charleston [x] Greenville [ ] Florence

Other _____

Fees charged:

Hourly Rate: $ 150.00 Minimum charge each mediation: $ N/A

How do you bill for travel? (explain): Negotiable.

I agree to: (1) Be subject to the Rules of Professional Conduct, Rule 407, South Carolina Appellate Court Rules; the Rules for Lawyer Disciplinary Enforcement, 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 Alternative Dispute Resolution Program Director 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: _____ Date: 2-25-02
Applicant

Return completed application to:
Danny H. Mullis, Director
Alternative Dispute Resolution Program
United States District Court
Post Office Box 835
Charleston, SC 29402-0835

Reviewed: _____ Date: 2/22/02
ADR Program

Approved: _____ Date: 3/2/02
U.S. District Judge

3/2000

MARK WILLIAM BAKKER

Work
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mbakker@wyche.com

Home
113 Vannoy Street
Greenville, SC 29601
(864) 467-1564
mabakker@home.com

EDUCATION:

University of North Carolina School of Law, Chapel Hill, NC
J.D. *with high honors*, May 1995
Class Standing: 5/232 (top 2%)
Honors and Activities:
Order of the Coif
North Carolina Law Review, Articles Editor
Victim Offender Reconciliation Program Student Coordinator
Edgar S.W. Dameron Scholarship

Furman University, Greenville, SC
B.A. History, *Summa Cum Laude,* May 1991
Class Standing: 6/576 (top 1%)
G.P.A.: 3.93/4.0
Honors and Activities:
Phi Beta Kappa
Jefferson Cup, D.A.R. Prize in American History
President, Worldwide Discipleship Association
Assistant Sports Information Director
Semester Abroad, Soviet Union and Baltic States, Winter 1991

EXPERIENCE:

Member, Wyche, Burgess, Freeman & Parham, P.A., Greenville, SC, October 1996 - present.
Employment law focus, including litigating various employment-related cases, general counseling for human resource personnel and management, drafting employment and executive contracts, responding to and initiating EEOC charges, reviewing and drafting employee handbooks and other employment policies, bringing and defending ERISA benefit claims, monitoring out-of-state litigation, developing dispute resolution systems for employee-employer disputes, and handling various immigration petitions
General civil litigation practice, including advocacy in litigation, mediation and arbitration
Development of significant mediation practice
Accept *pro bono* cases for South Carolina Legal Services and Family Court

Judicial Clerk
Judge Eugene E. Siler, Jr., U.S. Court of Appeals for the Sixth Circuit
London, KY, September 1995-September 1996

Judge William B. Traxler, Jr., U.S. District Court, District of South Carolina
Greenville, SC, January 1997-March 1997

Guardian ad litem, Orange County, NC, May 1993-June 1995
Court-appointed advocate for abused and neglected children in Orange County

Dispute Settlement Center, Carrboro, NC, May 1993-February 1994
Directed the Victim Offender Reconciliation Program
Mediated disputes between victims and offenders of crime

Research Assistant, Professor John Conley, U.N.C. School of Law, Chapel Hill, NC, 1993
Researched issues surrounding excess adversarial behavior in litigation

Victim Offender Reconciliation Program, Fresno, CA, August 1991-August 1992
Mediated disputes between victims and offenders of crime

BAR AFFILIATION:

Member of North Carolina Bar since 1995
Member of South Carolina Bar since 1996

ASSOCIATIONS:

American Bar Association, Section of Employment and Labor Law
American Bar Association, Section of Alternate Dispute Resolution
South Carolina Bar Association
Center for Public Justice
Upstate Mediation Network
South Carolina Council for Conflict Resolution
Panel Member, National Employment Mediation Services
Board Chairperson, Upstate Community Mediation Center

PUBLICATION:

Comment, *Repairing the Breach and Reconciling the Discordant: Mediation in the Criminal Justice System*, 72 N.C.L. REV. 1479 (1994)

PRESENTATIONS:

"Payment On A Salaried Basis: Preserving the Exemption," Lorman Education Services Payroll Management Seminar, Greenville, South Carolina, September 28, 2000

"Defining Your Role In Protecting Your Employees When Domestic Violence Becomes a Workplace Issue," Council on Education in Management, Greenville, South Carolina, November 3, 1998

"Mediating Criminal Conflicts," South Carolina Council for Conflict Resolution, Charleston, South Carolina, October 9, 1998

OTHER:

Certified Civil Court Mediator
Leadership Greenville
Big Brothers/Big Sisters of Greenville County