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: Thomas William McGee, III

Firm or Office Name: Nelson Mullins Riley & Scarborough, LLP

Office Address: 1320 Main Street, 17th Floor
Columbia, SC 29201

Office Phone: 803-255-9431 Office Fax: 803-255-9013

email address: billy.mcgee@nelsonmullins.com

ADMISSIONS AND AFFILIATIONS

Date admitted to the Bar of the District of South Carolina: 11/18/1996 I.D. No.: 6876

Date admitted to the South Carolina Bar: 05/10/1996 Bar No.: 11317

Other courts or jurisdictions to which admitted (with dates of admission and bar nos.):
U.S. Court of Appeals for the 4th Circuit on 07/05/1999; The U.S. Supreme Court on 01/09/2007

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? ✓ 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 1996 Law School University of South Carolina

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:

After graduating from law school in May 1996, I clerked for the Honorable M. Duane Shuler, Judge for the Third Judicial Circuit in Kingstree, SC. In May 1997, I became an Associate at the Charleston, SC firm of Holmes & Thomson, LLP, where I focused on insurance defense, professional negligence and business litigation. In 1999, Holmes & Thomson dissolved and I joined the Columbia, SC office of Nelson Mullins Riley & Scarborough, LLP. I have practiced with Nelson Mullins continually since that time and became a partner in 2005. In the past five years, I have focused my practice in the areas of business litigation, lender liability, class actions and franchisee/business relationship disputes. I regularly appear in state and federal courts in and outside South Carolina. I have also handled may appeals in state and federal courts. As a litigator with twelve years experience, I have participated in approximately 75 mediations, many involving multiple parties and complex business disputes.

Percentage of practice in last 5 years representing plaintiff 25 % or defense 75 %

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

Number of years engaged in active litigation: 122

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
_____ Antitrust
_____ Contracts
_____ Environment
_____ Fraud or Civil RICO
_____ Insurance
_____ Miller Act
_____ Personal Injury
_____ Product Liability
_____ Other (specify) Banking, constr.
_____ Security or Shareholders suits
_____ Labor
_____ ERISA
_____ Wrongful Termination
_____ Civil Rights in Employment
_____ Other Civil Rights
_____ Copyrights
_____ Patent
_____ Trademark

Publications:

I authored the chapter on South Carolina in the Defense Research Institute's "Unfair Trade Practices - A Compendium of State Law (2005)."

MEDIATION EXPERIENCE

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

I have not yet served as a mediator.

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

I am certified by the South Carolina Board of Arbitration and Mediator Certification.

Number of mediations conducted: 0 Number of other ADR sessions conducted: 0

MEDIATION AND OTHER ADR TRAINING

Course Provider	Course Content	Date	Place	No. of Hours
SC Bar	Civil Mediator Certification Training	8/20- 8/24/09	Columbia, SC	40.00

OTHER INFORMATION

Are you familiar with the statutes, rules and practice governing alternative dispute resolution 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:

In addition to clients with legal representation, I have been very active in pro bono, bar and community projects. For example, I have worked with the SC Attorney General's office as a volunteer prosecutor in criminal domestic violence cases. I also worked with a federal judge from New Orleans and a small group of volunteers to form a free legal clinic for homeless families in Columbia, SC. I have also served as chair of my firm's United Way Campaign and have been active in several Bar committees. These programs and many other projects have given me a wealth of experience in problem solving and create thinking.

Cities in which you are available to conduct mediation:

☒ Columbia ☐ Charleston ☐ Greenville ☐ Florence

Other _____

Fees charged:

Hourly Rate: $ 275.00 Minimum charge each mediation:$ 550.00

How do you bill for travel? (explain):
Same rate as mediation unless negotiated differently.

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: September 17, 2009
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: 9/22/09
ADR Program

Approved: _____ Date: 9/22/09
U.S. District Judge

3/2000