

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: David M. Collins

Firm or Office Name: Buist, Moore, Smythe & McGee, P.A.

Office Address: 5 Exchange Street, P.O. Box 999
Charleston, SC 29402

Office Phone: (803) 720-4618 Office Fax: (803) 723-7398

ADMISSIONS AND AFFILIATIONS

Date admitted to the Bar of the District of South Carolina: 9/4/86 I.D. No.: 223

Date admitted to the South Carolina Bar: 6/2/86 Bar No.: 6591

Other courts or jurisdictions to which admitted (with dates of admission and bar nos.): Louisiana, 10/11/85;
Fourth Circuit Court of Appeals, 1/6/88

Membership and positions held in bar, ADR and professional associations: SC Bar, ADR Section; Maritime
Law Assoc. of the US, Proctor member; SE Admiralty Law Institute, SC Defense Trial
Lawyers Association.

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

*I have allowed my Louisiana Bar membership to lapse.
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 1985 Law School Tulane Law School

Other professional degrees received (including year and school) L.L.M. (Admiralty); 1986, Tulane
Law 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:

Since 1986, I have been employed as a civil litigation attorney with Buist, Moore, Smythe
& McGee, P.A. While my practice has primarily involved admiralty and products
liability matters, I also have significant commercial litigation experience. I have
tried numerous jury and non-jury matters in Federal and State Courts of SC and have
served as a consultant on admiralty law matters in other jurisdictions. I have
frequently lectured on maritime topics at the College of Charleston and Trident
Technical College and am scheduled to teach admiralty law at the University of
South Carolina Law School in 1996.

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 60 % State 40 %

Number of years engaged in active litigation: 9½

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

Publications: Collins, "The Tanker's Right of Harmless Discharge and Protection of the Marine Environment", 18 J.Mar. Law & Commerce 275 (1987); Collins, "Comments on the American Theory of In Rem Liability," 9 Mar. Law. 71 (1985); Comment, "International Uniform and the Carriage of Goods by Sea," 50 Tul.L.Rev. 165 (1985); Note, "Admiralty-- Beverly v. Action Marine, Inc.: Twilight or Total Eclipse?" 58 Tul.L.Rev. 1237 (1984)

MEDIATION EXPERIENCE

Mediation experience (particularly in the subject matter categories above): I have participated as an advocate in the mediation of numerous admiralty, contract, insurance, personal injury and products liability cases. I have served as a mediator in personal injury, maritime and contract cases.

Other courts or organizations for whom you serve as a mediator: S.C. Court of Common Pleas

Number of mediations conducted: 3

MEDIATION TRAINING

Course Provider	Course Content	Date	Place	No. of Hours
<u>SC Council for Mediation</u>	<u>Civil Mediation</u>	<u>Aug. 19-23, 93</u>	<u>Charleston</u>	<u>40 hrs.</u>
<u>Alternative Dispute Resolution</u>				

OTHER INFORMATION

Are you familiar with the statutes, rules and practice governing mediation conferences 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:

Cities in which you are available to conduct mediation:

 X Columbia X Charleston Greenville X Florence
Other Hilton Head/Beaufort; Myrtle Beach

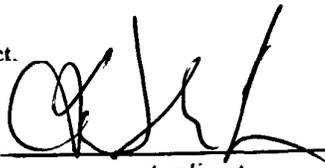
Fees charged:

Hourly Rate: \$ 125.00 Minimum charge each mediation: \$ 250.00

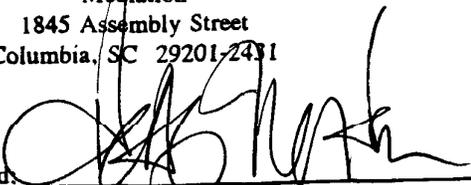
How do you bill for travel? (explain): one-half hourly rate

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  Date 10/11/95
Applicant

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

Approved:  Date 11/3/95
U.S. District Judge

SUPPLEMENT

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.

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Firm or Office Name: Buist, Moore, Smythe & McGee, P.A.

Office Address: 5 Exchange Street, PO Box 999, Charleston, SC 29402

Office Phone: 843/720-4618 Office Fax: 843/723-7398

email address: Dcollins@bmsmlaw.com

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Other courts or jurisdictions to which admitted (with dates of admission and bar nos.): Louisiana, 10/11/85;
Fourth Circuit Court of Appeals, 1/6/88

Membership and positions held in bar, ADR and professional associations: SEALI (Secretary); MLA;
Propeller Club

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

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Other professional degrees received (including year and school) LLM (Admiralty), 1986, Tulane Law School

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

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SUPPLEMENT

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 60 % State 40 %

Number of years engaged in active litigation: 14

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).

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

Publications: Collins, "The Tanker's Right of Harmless Discharge and Protection of the Marine Environment", 18 J. Mar. Law & Commerce 275 (1987); Collins, "Comments on the American Theory of In Rem Liability," 9 Mar. Law. 71 (1985); Comment, "International Uniform and the Carriage of Goods by Sea," 50 Tul. L. Rev. 165 (1985); Note, "Admiralty-Beverly V. Action marine: Twilight or Total Eclipse?" 58 Tul. L. Rev. 1237 (1987).

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Mediation experience (particularly in the subject matter categories above): I have participated as an advocate in the mediation of numerous admiralty, contract, insurance, personal injury and products liability cases. I have served as a mediator in personal injury, maritime and contract cases.

Other courts or organizations for whom you serve as a mediator (please note any certifications): S.C. Court of Common Pleas

Number of mediations conducted: 15 Number of other ADR sessions conducted: 0

MEDIATION AND OTHER ADR TRAINING

Course Provider	Course Content	Date	Place	No. of Hours
SC Council for Mediation	Civil Mediation	8/19-23/93	Charleston	40

SUPPLEMENT

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:

Cities in which you are available to conduct mediation:

Columbia Charleston Greenville Florence

Other: Hilton Head/Beaufort; Myrtle Beach

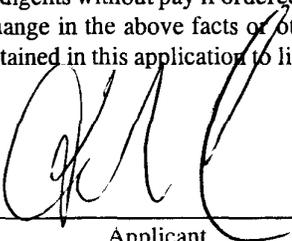
Fees charged:

Hourly Rate: \$ 125.00 Minimum charge each mediation: \$ 250.00

How do you bill for travel? (explain): one-half hourly rate

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: 6/13/00

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: _____
ADR Program

Approved: Initially approved by
Judge Norton 11/3/95 _____ Date: _____
Judge