

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: Everett A. Kendall, II

Firm or Office Name: Sweeny Wingate & Barrow, P.A.

Office Address:
1515 Lady Street (29201), Post Office Box 12129, Columbia, South Carolina 29211

Office Phone: 803-256-2233 Office Fax: 803-256-9177

E-mail Address: eak@swblaw.com

ADMISSIONS AND AFFILIATIONS

Date admitted to the Bar of the District of South Carolina: 02/14/97 I.D. No.: 6762

Date admitted to the South Carolina Bar: 11/1996 Bar No.: 08450

Other courts or jurisdictions to which admitted (with dates of admission and bar nos.):

Fourth Circuit Court Appeals, 04/2002

Membership and positions held in bar, ADR and professional associations: None

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

Have you, within the last five years, been publicly reprimanded or publicly disciplined for professional conduct?
 yes no

Have you, within the last five years, been denied admission to a bar for character or ethical reasons, or been
disbarred/suspended from the practice of law? yes no

EDUCATION

Year law degree received 1996 Law School University of South Carolina

Other professional degrees received (including year and school):

Masters of Business Administration, 1996, University of South Carolina

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

Summarize legal experience (including teaching) since admission to the bar, particularly in the past five years:

Primary practice is Construction Defect and Products Liability litigation

Percentage of practice in last 5 years representing plaintiff 5 % or defense 95 %

Percentage of Federal or State court practice in last 5 years: Federal 10 % State 90 %

Number of years engaged in active litigation: 19

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

Publications: None

MEDIATION EXPERIENCE

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

All experience as a participant.

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

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

MEDIATION AND OTHER ADR TRAINING

<u>Course Provider</u>	<u>Course Content</u>	<u>Date</u>	<u>Place</u>	<u>No. of Hours</u>
South Carolina Bar	Mediator Certification	11/2014	Columbia, SC	40

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:

Cities in which you are available to conduct mediation:

X Columbia X Charleston X Greenville X Florence

Other: _____

Fees charged:

Hourly Rate: \$275.00 Minimum charge each mediation: \$500.00

How do you bill for travel? (explain):

Case by case basis.

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: Everett A. Kendall
Applicant

Date: 9/22/15

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: [Signature]
ADR Program

Date: 9/25/15

Approved: [Signature]
U.S. District Judge

Date: 9/25/15