

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 Frank Dougall

Firm or Office Name: Dougall & Collins

Office Address: 1700 Woodcreek Farms Road, Suite 100, Elgin, SC 29045

Office Phone: 803.865.8858 Office Fax: 803.865.8944

E-mail Address: tdougall@dougallfirm.com

ADMISSIONS AND AFFILIATIONS

Date admitted to the Bar of the District of South Carolina: 1990 I.D. No.: 5157

Date admitted to the South Carolina Bar: November 1984 Bar No.: 1729

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

State Bar of Texas, December 14, 1992 -- Bar Number 00785457

US District Court for the Western District of Texas and Northern District of Texas (See attached resume for others)

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

South Carolina Vice-Chair for the Public Contract Law Section of the ABA

Council Member of the Military Law Section of the South Carolina Bar

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 1984 Law School University of South Carolina

Other professional degrees received (including year and school):

LLM - The Judge Advocate General's School, Charlottesville, VA 1988

United States Army Command & General Staff School 1990

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:

I attended USC on active duty and upon graduation served in the Judge Advocate General's Corps for six years to include serving as the Chief Prosecutor, Part-time Magistrate, and Special AUSA in Northern Virginia. I served as an Assistant Professor of Law at the Judge Advocate General's School in Charlottesville, VA with primary duties as a professor in the LLM course. I also served as an adjunct professor at the U.S. Army Command & General Staff School both on active duty and as a reserve officer teaching senior commanders ethics and military law classes. Upon leaving active duty I returned to South Carolina and have had an active civil practice for the past 26 years. In the past five years I have concentrated on large construction defects cases both as defense counsel for contractors and as coverage counsel for numerous insurance companies. I have been actively growing my mediation practice the past five years.

Percentage of practice in last 5 years representing plaintiff 2 % or defense 98 %

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

Number of years engaged in active litigation: 31

SUBSTANTIVE EXPERIENCE

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

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

Publications: _____

I was the author of "Maximizing Survivor Benefits" published in The Army Lawyer in January of 1990. The article has since been reprinted or cited in various veterans' publications to assist military members and their families to receive their maximum allowable survivor's benefits.

MEDIATION EXPERIENCE

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

The vast majority of my mediations have involved personal injury claims in the circuit courts of South Carolina. I have also mediated contract disputes and construction defects disputes. I have participated in hundreds of mediations as counsel for defendants.

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

I am certified as a civil mediator by the South Carolina Bar.

Number of mediations conducted: 19 Number of other ADR sessions conducted: 1

MEDIATION AND OTHER ADR TRAINING

<u>Course Provider</u>	<u>Course Content</u>	<u>Date</u>	<u>Place</u>	<u>No. of Hours</u>
SC Bar	Mediator Certification	2002	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:
As an experienced attorney with a general practice including defense and plaintiff's work I relate well with both sides at mediation and am usually successful at mediation in settling disputes.

Cities in which you are available to conduct mediation:

Columbia Charleston Greenville Florence

Other _____

Fees charged:

Hourly Rate: \$ 175 to 265 Minimum charge each mediation: \$ 3 hours

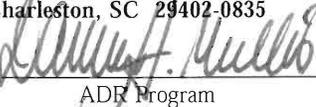
How do you bill for travel? (explain): I bill for travel at half the hourly rate plus mileage.

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: 5/18/16
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: 5/24/16
ADR Program

Approved:  Date: 5/26/16
U.S. District Judge

THOMAS F. DOUGALL

Education

United States Military Academy (B.S. 1977); University of South Carolina School of Law (J.D., *cum laude*, 1984; South Carolina Law Review; Order of the Coif; Order of Wig and Robe); The Judge Advocate General's School (L.L.M. 1988; Associate Professor of Law, 1988-1990).

Professional History

Admitted to practice in courts of South Carolina and the U.S. Army Court of Military Review, 1984; United States District Court for the District of South Carolina, 1990; State Courts of Texas, 1992; United States Court of Appeals for the Fourth Circuit, 1994; United States District Court for the Western District of Texas, 1994; United States District Court for the Northern District of Texas, 1997.

Judge Advocate General's Corps	
Active Army/Major	1984 - 1990
Army Reserves/Lieutenant Colonel	1990 - 1999
Bowers Orr & Dougall, L.L.P.	
Associate	1990 - 1992
Partner	1992 - 2002
Dougall & Collins	2002 - present

Professional Associations

South Carolina Bar and State Bar Association of Texas

Distinctions

Mr. Dougall has an AV rating with the Martindale-Hubbell Law Directory.

Mr. Dougall previously served as the South Carolina Vice-Chair for the Public Contract Law Section of the American Bar Association and was a Council member of the Military Law Section of the South Carolina Bar.