

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 Kemmerlin

Firm or Office Name: Kemmerlin & Smith

Office Address: 15 Sams Point Road, Beaufort, S.C. 29907

Office Phone: (843) 522-0668 Office Fax: (843) 522-8965

email address: _____

ADMISSIONS AND AFFILIATIONS

Date admitted to the Bar of the District of South Carolina: _____* I.D. No.: _____*

Date admitted to the South Carolina Bar: December 11 or 19, 1953 Bar No.: 3375

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

Membership and positions held in bar, ADR and professional associations: SC Bar Association

SC Board of Arbitration and Mediator
Certifications,
Copies attached

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: 1954 Law School University of South Carolina

Other professional degrees received (including year and school) AB Watford College, 1952

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:

Practiced law full time from 1954 to 1986
Taught full time at USC in Business School and Law School from 1957 to 1987
Master in Equity and Special Circuit Court Judge for Beaufort County 1987 to 2003
Entered present Partnerships on October 1, 2003

* My recollection is that I was admitted to practice in the United States District Court for the Eastern District and the Western District at the same time, sometime in 1953 or 1954. I long ago lost my certificates which had been framed in some move. If you (The United District Court for South Carolina) do not have a record of my admission and number, I don't know where else to turn to for this information.

Percentage of practice in last 5 years representing plaintiff 0 % or defense 0 %

Percentage of Federal or State court practice in last 5 years: Federal 0 % State 0 %

Number of years engaged in active litigation: 34

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

Publications: _____

MEDIATION EXPERIENCE

Mediation experience (particularly in the subject matter categories above): None - except that I acted as a "mediator" in some of tax cases I heard as Master & Special circuit Court Judge

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

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
<u>SC Bar Approved</u>	<u>How to mediate</u>	<u>Several years ago</u>	<u>Columbia, S.C.</u>	<u>40</u>
<u>40 hour Mediation Course</u>				

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 Beaufort

Fees charged:

Hourly Rate: \$ 200 Minimum charge each mediation: \$ 500

How do you bill for travel? (explain): I don't

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.

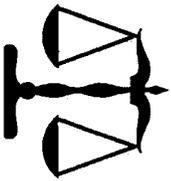
I certify that the foregoing is true and correct.

Signature: Thomas Kenneth Date: 11/14/03
Applicant

Return completed application to:
Danny H. Mullis, Director
Alternative Dispute Resolution Program
United States District Court
Post Office Box 835
Charleston, SC 29407-0835

Reviewed by: Danny H. Mullis Date: 1/26/04
ADR Program

Approved: [Signature] Date: 1/26/04
U.S. District Judge



South Carolina

Board of Arbitrator and Mediator Certification

hereby certifies that

Thomas Kemmerlin

is approved to serve as a

Circuit Court Mediator

effective this 22nd day of October, 2003.

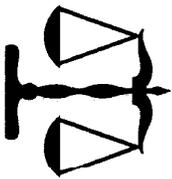
William L. Howard Sr.

Hon. William L. Howard Sr.
Chair, Commission on Alternative Dispute Resolution

Carol H. Sanders, Esq.

Carol H. Sanders, Esq.
Chair, Board of Arbitrator and Mediator Certification

Expiration: Dec. 31st Annually



South Carolina

Board of Arbitrator and Mediator Certification

hereby certifies that

Thomas Kemmerlin

is approved to serve as a

Circuit Court Arbitrator

effective this 22nd day of October, 2003.

William L. Howard Sr.

Hon. William L. Howard Sr.
Chair, Commission on Alternative Dispute Resolution

Carol H. Sanders, Esq.

Carol H. Sanders, Esq.
Chair, Board of Arbitrator and Mediator Certification

Expiration: Dec. 31st Annually