**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: Harry G. Goodheart III

Firm or Office Name: Mediation Resources, Inc.

Office Address: 1860 Warrior Drive, Tryon, NC 28782

Office Phone: 828-859-2830 Office Fax: 828-859-2818

email address: mediate@gte.net

**ADMISSIONS AND AFFILIATIONS**

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

Date admitted to the South Carolina Bar: _____ Bar No.: Associate Member, 2002 -pres

Other courts or jurisdictions to which admitted (with dates of admission and bar nos.): The Florida Bar, 1973 - (170799); US Dist Ct. Middle Dist. FL. 1973 -; US Ct. of Appeals, 11th Circuit, 1981 - Present

Membership and positions held in bar, ADR and professional associations: President, American College of Civil Trial Mediators; Diplomate, Florida Academy of Professional Mediators; Please see attch. cv for others

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

Are you currently the subject of any pending disciplinary proceeding in any jurisdiction? [ ] yes [X] 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 [X] no

**EDUCATION**

Year law degree received 1973 Law School University of Missouri and Kansas City School of Law

Other professional degrees received (including year and school) Various honors and certifications as mediator (please see my cv). Certified Florida and South Carolina Mediator and Mediator Certification Trainer.

**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:

My practice in the past five years has been limited to mediation and negotiation (as advocate) in certain cases. From 1973 through 1990, my law practice in Bradenton, FL, consisted of a general trial practice, emphasis on personal injury and products cases. Two years insurance defense with Mann, Fogg & Price; then had my own firm through 1993 with several partners. Began mediating in 1988, wound down my law practice, and have been dedicated to providing mediation until present, moving from Florida to Tryon, NC about 4 years ago Full Time.

Percentage of practice in last 5 years representing plaintiff_____% or defense_____%

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

Number of years engaged in active litigation: 20 yrs

} Almost exclusively Mediation Practice Since 1994.

**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).

| | |
|---|---|
| 2 Admiralty | 1 Security or Shareholders suits |
| 2 Antitrust | 1 Labor |
| 1 Contracts | 2 ERISA |
| 2 Environment | 1 Wrongful Termination |
| 1 Fraud or Civil RICO | 1 Civil Rights in Employment |
| 1 Insurance | 2 Other Civil Rights |
| ____ Miller Act | 2 Copyrights |
| 1 Personal Injury | 2 Patent |
| 1 Product Liability | 2 Trademark |
| ____ Other (specify) See my cv | |

Publications:

Specialized Certification and training seminar manuals and materials for Mediators and Advocates. Instrumental in drafting Florida Rules and Standards for Mediators while serving on Florida Supreme Court Rules Committee for Mediation and Arbitration. See cv for more detail.

**MEDIATION EXPERIENCE**

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

Extensive experience since 1988 in the above and other areas, mediating complex, multi-party and difficult-to-resolve matters, ranging from pre-litigation mediation to appellate cases; large public and private cases in both Federal and State courts throughout the Southeastern US. See my cv for more detail.

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

Florida Supreme Court (Certified Florida Mediator; Certified South Carolina Mediator; Certified Federal Mediator, US District Court, Middle District of Florida.

Number of mediations conducted: 2,600+

Number of other ADR sessions conducted: 40-50 Arbitrations; Facilitated Meetings.

**MEDIATION AND OTHER ADR TRAINING**

| Course Provider | Course Content | Date | Place | No. of Hours |
|---|---|---|---|---|

I have completed and provided hundreds of hours of mediation, negotiation, risk analysis and communication training since 1988 (please see my cv for more). With Cathy Harness, have provided Circuit Civil Mediator Certification Training in South Carolina and North Carolina, training through the South Carolina Bar and the South Carolina Council on Conflict Resolution, 3-4 40 hr 5 day trainings over the last 6 or 7 years. Assisted in the initiation of the "Greenville Model" mediation rules and program several years ago; have provided seminars and programs for numerous national organizations.

## 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:
Please see my attached cv.

Cities in which you are available to conduct mediation:

[x] Columbia [x] Charleston [x] Greenville [x] Florence

Other _____

Fees charged:

Hourly Rate: $ 275-300 Minimum charge each mediation:$ No Minimum

How do you bill for travel? (explain): Generally at 1/2 the agreed hourly rate (negotiable).

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: March 19, 2004
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: 4/9/04
ADR Program

Approved: _____ Date: 4/12/04
U.S. District Judge

3/2000

# HARRY G. GOODHEART III

## CURRICULUM VITAE

CERTIFIED CIRCUIT CIVIL MEDIATOR, FLORIDA AND SOUTH CAROLINA
CERTIFIED MEDIATOR, U.S. DISTRICT COURT, SOUTH CAROLINA
DIPLOMATE, AMERICAN COLLEGE OF CIVIL TRIAL MEDIATORS
DIPLOMATE, FLORIDA ACADEMY OF PROFESSIONAL MEDIATORS
FLORIDA CONFLICT RESOLUTION CONSORTIUM
QUALIFIED MEDIATOR TRAINER, FLORIDA, NORTH AND SOUTH CAROLINA

Harry Goodheart is a former trial lawyer who has dedicated his professional energy since 1988 to providing mediation in cases throughout the Southeastern United States. He has mediated over 3,000 State, Federal, and pre-litigation cases involving: tort, commercial, construction, community, securities, land use, environmental, probate, professional malpractice, employment, transportation, banking, hospital and healthcare, appellate, agricultural, class actions, law enforcement and inter-governmental disputes. He specializes in assisting Parties and their Counsel resolve complex, multi-party, and difficult-to-resolve civil disputes, utilizing proven techniques and skills in keeping with high ethical standards.

Harry is the immediate past President of the American College of Civil Trial Mediators, , a national association of mediators and dispute resolution professionals who are distinguished by their experience, skill, ethical standards and professional commitment to enhancing the practice of civil trial mediation. He is the 1998 Award of Merit recipient from the Florida Academy of Professional Mediators, in recognition of outstanding contributions to the mediation profession. He has served as President of Mediation Resources, Inc. for over sixteen years. During his trial law practice in Bradenton, Florida (1973-1993), Harry served two terms as a member of the Board of Governors of the Florida Bar (1979-1983); was rated "AV" by Marttindale-Hubbell; and included in *Law and Leading Attorneys: Florida Consumer Guidebook: America's Most Respected Counsel as Judged by their Peers.* He is a Life Fellow of the Florida Bar Foundation.

Harry is admitted to The Florida Bar (1973-);the U.S. Court of Appeals, 11th Circuit (1981-); is an Associate Member of the South Carolina Bar; and is Certified as a Mediator in the United States District Court for the District of South Carolina. He served as a member of the Florida Supreme Court Rules Committee for Mediation and Arbitration from 1994 to 2001, and was instrumental in developing and revising Florida's ethical standards for certified mediators. An Air Force Vietnam veteran, he is a graduate of Culver (with Honors, 1962); Washington and Lee University (BA, 1966); and the University of Missouri, Kansas City, School of Law (JD, 1973). Harry's specialized mediation training includes the Harvard Negotiation Program with Roger Fisher and Bill Urey, Litigation Risk Analysis with Marc Victor, and Advanced Crisis / Hostage Negotiation with FBI negotiator and trainer Fred Lanceley.

Harry was instrumental in developing the Florida Twelfth Judicial Circuit's Model Mediation Program, and served as a consultant for a number of other Circuits and for the Florida Department of Insurance (Hurricane Andrew) and Department of Labor (Workers' Compensation), assisting in the implementation of dispute resolution systems. Harry has provided basic and advanced mediator and negotiation training, seminars and workshops throughout Florida, in the Carolinas, and other states since 1989. He and Cotton C. Harness III, of Charleston, SC, have provided the Certified Circuit Civil Mediator Training Program sponsored by the South Carolina Council, Bar and University of South Carolina School of Law since 1995, and has also provided Mediator Certification training for the Mecklenburg County Bar in Charlotte, NC.

**MEDIATION RESOURCES, INC., 1860 WARRIOR DRIVE, TRYON, NC 28782**

**TEL 828 859 2830 FAX 828 859 2818 TOLL-FREE: TEL 800 881 7776**

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FLORIDA CONFLICT RESOLUTION CONSORTIUM
SOUTH CAROLINA COUNCIL FOR CONFLICT RESOLUTION
UPSTATE MEDIATION NETWORK, GREENVILLE, SC
QUALIFIED MEDIATOR TRAINER, FLORIDA, NORTH AND SOUTH CAROLINA

Harry Goodheart is a former trial lawyer who has dedicated his professional energy since 1988 to providing mediation in cases throughout the Southeastern United States. He has mediated over 2,600 State, Federal, and pre-litigation cases involving: tort, commercial, construction, community, securities, land use, environmental, probate, professional malpractice, employment, transportation, banking, hospital and healthcare, appellate, agricultural, class actions, law enforcement and inter-governmental disputes. He specializes in assisting Parties and their Counsel resolve complex, multi-party, and difficult-to-resolve civil disputes, utilizing proven techniques and skills in keeping with high ethical standards.

Harry Goodheart is the current President of the American College of Civil Trial Mediators, www.acctm.org, a national association of mediators and dispute resolution professionals who are distinguished by their experience, skill, ethical standards and professional commitment to enhancing the practice of civil trial mediation. He is the 1998 Award of Merit recipient from the Florida Academy of Professional Mediators, in recognition of outstanding contributions to the mediation profession. He has served as President of Mediation Resources, Inc. for over fourteen years. With 30 years' experience as a Florida lawyer ("AV" rating, Martindale-Hubbell), Harry served two terms as a member of the Board of Governors of the Florida Bar (1979-1983); is a Life Fellow of the Florida Bar Foundation; and is included in *Law and Leading Attorneys: Florida Consumer Guidebook: America's Most Respected Counsel as Judged by their Peers.*

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