

**UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH CAROLINA**

Application for Mediators

Name: Michael T. Cole

Firm or Office Name: Nelson Mullins Riley & Scarborough, LLP

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ADMISSIONS AND AFFILIATIONS

Date admitted to the South Carolina Bar: 1974

Date admitted to the Bar of the United States District Court of the District of South Carolina: 1975

Other court or jurisdictions to which admitted (with dates of admission): S.C. Supreme Court 1974; U.S. Court of Appeals 1976.

EDUCATION

Year law degree received: 1974 Law School: U.S.C.

Other professional degrees received (including year and school): B.A. Davidson College 1971

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: Former managing principal of Wise & Cole in Charleston. Twenty years of experience with primary practice areas: complex litigation including negligence, toxic torts, product liability law, mass torts and asbestos litigation. Since 1980, regional coordinating counsel for major asbestos defendants; 1988, the coordination of much of the company's toxic tort litigation around the country as well as preparation and oversight of defense of large product area. Since 1986 class actions for asbestos removal. Also has represented defendant groups in sensitive settlement negotiations and mediations in complex cases with multiple parties. The settlements have ranged from six to nine figure settlements.

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

Number of years engaged in active litigation: 20

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

Publications:

MEDIATION EXPERIENCE

Mediation experience (particularly in the subject matter categories above): I have served as a mediator in approximately 15 cases locally. I have also participated representing parties in approximately 10 mediations, several including substantial settlements.

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

Number of mediations conducted: 10-15

MEDIATION TRAINING

<u>Course Provider</u>	<u>Course Content</u>	<u>Date</u>	<u>Place</u>	<u>No. of Hours</u>
S.C. Bar	Not sure of date, this was a pilot training program.			

OTHER INFORMATION

Other relevant experience or skills or other information you would like considered:

Cities in which you are available to conduct mediation:

- Columbia
- Charleston
- Greenville
- Florence

Other Because I have been involved in mass tort litigation in Texas, I have recently participated in several large cases multi-party (1500 plaintiff, 25 defendants) mediations which were great learning experiences.

Fees charged:

Hourly Rate: \$ 195.00 Minimum charge each mediation: \$

How do you bill for travel? (explain): Out of pocket expenses plus mileage and time charged for travel.