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: Louie Franklin Elmore

Firm or Office Name: Elmore & Wall, P.A.

Office Address:
Post Office Box 1887, Greenville, South Carolina 29602

Office Phone: 864-255-9500 Office Fax: 864-255-9505

email address: frank.elmore@elmorewall.com

ADMISSIONS AND AFFILIATIONS

Date admitted to the Bar of the District of South Carolina: 1/17/77 I.D. No.: 718

Date admitted to the South Carolina Bar: 11/5/76 Bar No.: 1889

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

Membership and positions held in bar, ADR and professional associations:
See attached resume

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 1976 Law School University of South Carolina

Other professional degrees received (including year and school)
B.A. Degree, Francis Marion College, 1973

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 has been limited to construction and surety matters, particularly multi-party complex construction projects dealing with construction, design, surety, defective work, delay, disruption, and acceleration claims.

Percentage of practice in last 5 years representing plaintiff 50 % or defense 50 %

Percentage of Federal or State court practice in last 5 years: Federal 50 % State 50 %

Number of years engaged in active litigation: 31

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

Publications:
See attached resume

MEDIATION EXPERIENCE

Mediation experience (particularly in the subject matter categories above):
exclusively in construction and surety matters

Other courts or organizations for whom you serve as a mediator (please note any certifications):
Certified mediator by South Carolina Supreme Court

Number of mediations conducted: 50 plus Number of other ADR sessions conducted: 50 plus

MEDIATION AND OTHER ADR TRAINING

Course Provider	Course Content	Date	Place	No. of Hours
SC Bar	Civil Court Mediation	11/7/02	Columbia	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:
Also certified as arbitrator by South Carolina Supreme Court and American Arbitration Association

Cities in which you are available to conduct mediation:

[X] Columbia [X] Charleston [X] Greenville [X] Florence

Other _____

Fees charged:

Hourly Rate: $ 350.00 Minimum charge each mediation:$ 3,500.00

How do you bill for travel? (explain):
Mileage plus hourly rate

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: September 2 2009
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: 9/9/09
ADR Program

Approved: _____ Date: 9/11/09
U.S. District Judge

3/2000

ADMISSIONS AND AFFILIATIONS

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

- Fourth Circuit Court of Appeals, August 28, 1985
- United States Court of Appeals for the Federal Circuit, September 5, 1990 *(Admitted for life - attorney #25252)*
- Supreme Court of Tennessee, September 4, 1991 *(licensed to practice in all Courts of the State of Tennessee)* BPR #14728

BIOGRAPHY

L. Franklin Elmore is a shareholder in the firm of Elmore & Wall, P.A., in its Greenville, South Carolina, office. He concentrates on representing various segments of the construction industry. He received his B.A. Degree from Francis Marion College in 1973 and his J.D. Degree from the University of South Carolina in 1976. He was admitted to practice in South Carolina in 1976.

Mr. Elmore is a past Chairman of the Professional Responsibility Committee of the South Carolina Bar Association and previously served in the House of Delegates and on the Board of Governors. He is a member of the American Bar Association, its Litigation Section, the Forum on the Construction Industry, and its Public Contracts Section. He is a former chair of Division 10 of the Forum and currently serves on the Governing Committee. He is an associate member of the Carolinas AGC. In 1983, he was recognized as one of the Outstanding Young Men of America. Mr. Elmore was included in the publication *Who's Who in the South and Southwest* for 1987, *Who's Who in American Law*, and *The International Directory of Distinguished Leadership*. In 1996, he received the Distinguished Alumni Award from Francis Marion University. In 2001, he received an award from the Carolinas AGC for Outstanding Individual Contribution. He is listed in the last four editions of *Best Lawyers in America* and in the last two editions of *South Carolina Super Lawyers*.

Mr. Elmore has served as Moderator and Lecturer on Construction Law for the Judicial Continuing Legal Education Division of the South Carolina Bar Association, the CLE Division of the South Carolina Bar Association, the ABA's Forum on the Construction Industry, the Association of General Contractors, Carolinas Branch, the Carolinas Surety Underwriters, the Carolinas Mechanical Contractors Association, the Southern Electrical Contractors Association, the American Arbitration Association, the National Bond Claims Association, American Subcontractors Association of the Carolinas, and other trade groups, and conducts in-house seminars for construction clients. He is a permanent presenter for the Joint Conference North Carolina/South Carolina Construction Law Committee and a former Chairman of the South Carolina Bar Construction Law Section. He is a certified arbitrator and mediator and serves as an arbitrator for the American Arbitration Association and is a member of its

Construction Industry Rules Advisory Board. He is a member of the Francis Marion University Board of Trustees. He is a former member of the Board of Directors of the Clemson University School of Building Science Advisory Board and is a past President of the South Carolina Transportation Policy and Research Council. He is a member of the National Bond Claims Association and Surety Claims Institute.

He limits his practice to construction claims and disputes. He has litigated, arbitrated, and mediated claims involving schools, hospitals, airports, colleges and universities, HUD projects, cofferdams, pulp and paper processes, condominiums, hotels, churches, highways, industrial parks, prisons, commercial buildings, wastewater and sanitary sewer systems, manufacturing processes, and office complexes, in South Carolina, North Carolina, Florida, Georgia, Tennessee, Kentucky, Virginia, Alabama, Texas, and Indiana.

Author of *Construction Law for South Carolina Homebuilders, Legal Entanglements for Contractors, SCDHPT Claims Manual, and Lien and Bond Law for South Carolina Subcontractors*, co-author of *South Carolina Construction Law, Construction Law/Mechanic's Lien, Construction Arbitration, Construction Litigation, Selected Issues in Construction Law: A Practical Approach, Construction Lien and Bond Law, The New AIA Documents (1987), South Carolina Mechanics' Liens and Bonds, Construction Law-Selected Topics of Concern for Practitioners, Mechanic's Liens and Construction Bonds Under the Laws of North Carolina and South Carolina and Construction Claims Under the Laws of North Carolina and South Carolina.*

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