

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: Robert M. Erwin, Jr.

Firm or Office Name: Nelson Mullins Riley & Scarborough, L.L.P.

Office Address: P.O. Box 10084, Greenville, SC 29603

Office Phone: (864) 250-2207

Office Fax: (864) 232-2925

ADMISSIONS AND AFFILIATIONS

Date admitted to the Bar of the District of South Carolina: 8/27/64 I.D. No.: 736

Date admitted to the South Carolina Bar: 8/27/64 Bar No.: 001916

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

United States Court of Appeals admitted 5/20/77

Membership and positions held in bar, ADR and professional associations: Co-Chair, South Carolina

Supreme Court Commission on ADR; member ABA President's Special Commission on Civil Justice Reform

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 1964 Law School University of South Carolina

Other professional degrees received (including year and school):

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:

See attached resume. The last five years, I have been principally involved in the fields of insurance, construction and general products litigation.

Percentage of practice in last 5 years representing plaintiff 25 % or defense 75 %

Percentage of Federal or State court practice in last 5 years: Federal 20 % State 80 %

Number of years engaged in active litigation: 30

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 type="checkbox"/> Labor |
| <input type="checkbox"/> Contracts | <input type="checkbox"/> ERISA |
| <input type="checkbox"/> Environment | <input type="checkbox"/> Wrongful Termination |
| <input type="checkbox"/> Fraud or Civil RICO | <input type="checkbox"/> Civil Rights in Employment |
| <input checked="" type="checkbox"/> Insurance | <input type="checkbox"/> Other Civil Rights |
| <input type="checkbox"/> Miller Act | <input type="checkbox"/> Copyrights |
| <input checked="" type="checkbox"/> Personal Injury | <input type="checkbox"/> Patent |
| <input checked="" type="checkbox"/> Product Liability | <input type="checkbox"/> Trademark |
| <input checked="" type="checkbox"/> Other (specify) <u>Construction</u> | |

Publications: _____

MEDIATION EXPERIENCE

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

Have participated in numerous mediations, both as an advocate and as a mediator.

As a mediator, I have been involved in personal injury, product liability, contract, construction and insurance cases. Service as mediator has been by direct referral from parties. Have received referrals from District Judge Joseph F. Anderson, Jr. and District Judge Henry M. Herlong, Jr.

Other courts or organizations for whom you serve as a mediator: _____

Number of mediations conducted: 15

MEDIATION TRAINING

Course Provider	Course Content	Date	Place	No. of Hours
Harvard University Law School	Mediation Workshop	June 1993	Cambridge, MA	40

OTHER INFORMATION

Are you familiar with the statutes, rules and practice governing mediation conferences 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:

As representative of the South Carolina Supreme Court, I have attended seminars conducted by the State Justice Institute and National Institute of Dispute

Resolution on the subject of court-annexed ADR. I have also attended ADR workshops sponsored by the ADR Section of the ABA and other seminars sponsored by the CPR Institute of Dispute Resolution.

Cities in which you are available to conduct mediation:

X Columbia

X Charleston

X Greenville

X Florence

Other _____

Fees charged:

Hourly Rate: \$ 165

Minimum charge each mediation: \$ None

How do you bill for travel? (explain): Standard hourly rate for mediation conducted within two hours of Greenville, SC. Travel beyond two hours charged at rate of \$125 per hour.

I agree to: (1) Be subject to the Rules of Professional Conduct, Rule 407, South Carolina Appellate Court Rules; to the Rules on Disciplinary Procedure, 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 Clerk of Court 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 Robert M. Erwin, Jr. Date 12/7/95
Applicant
Robert M. Erwin, Jr.

Return completed application to:
U.S. District Court
Mediation
1845 Assembly Street
Columbia, SC 29201-2431

Approved: Joseph Henderson Date 1/5/96
U.S. District Judge

SUPPLEMENT

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: Robert M. Erwin, Jr.

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

Office Address: P.O. Box 3939, Myrtle Beach, SC 29578-3939

Office Phone: 843-448-3500 Office Fax: 843-448-3437

email address: RME@nmrs.com

ADMISSIONS AND AFFILIATIONS

Date admitted to the Bar of the District of South Carolina: 8/27/64 I.D. No.: 736

Date admitted to the South Carolina Bar: 8/27/64 Bar No.: 1916

Other courts or jurisdictions to which admitted (with dates of admission and bar nos.): United States
Court of Appeals admitted 5/20/77

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

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 1964 Law School U.S.C.

Other professional degrees received (including year and school) _____

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:

The last five years, I have been principally involved in the fields of insurance,

construction and general products litigation

SUPPLEMENT

Percentage of practice in last 5 years representing plaintiff 15 % or defense 60 % 25% ADR

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

Number of years engaged in active litigation: 30

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 type="checkbox"/> Labor
<input type="checkbox"/> Contracts	<input type="checkbox"/> ERISA
<input type="checkbox"/> Environment	<input type="checkbox"/> Wrongful Termination
<input type="checkbox"/> Fraud or Civil RICO	<input type="checkbox"/> Civil Rights in Employment
<input checked="" type="checkbox"/> Insurance	<input type="checkbox"/> Other Civil Rights
<input type="checkbox"/> Miller Act	<input type="checkbox"/> Copyrights
<input checked="" type="checkbox"/> Personal Injury	<input type="checkbox"/> Patent
<input checked="" type="checkbox"/> Product Liability	<input type="checkbox"/> Trademark
<input type="checkbox"/> Other (specify) _____	

Publications: _____

MEDIATION EXPERIENCE

Mediation experience (particularly in the subject matter categories above): Have participated in numerous mediations both as an advocate and as a mediator. As a mediator, I have been involved in personal injury, product liability, contract, construction and insurance cases. Service as a mediator has been by direct referral from parties. Have received referrals from District Judge Joseph F. Anderson, Jr. and District Judge Henry M. Herlong, Jr. I have specialized in complex litigation cases, largest single settlement including 16 million. Other settlements have been for 13, 9, 5, and 3 million with total settlements over the last two years in excess of 75 million.

Number of mediations conducted: over 100 Number of other ADR sessions conducted: _____

MEDIATION AND OTHER ADR TRAINING

<u>Course Provider</u>	<u>Course Content</u>	<u>Date</u>	<u>Place</u>	<u>No. of Hours</u>
Harvard Univ. Law School	Mediation Workshop	6/93	Cambridge, MA	40

SUPPLEMENT

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:

As representative of the SC Supreme Court, I have attended seminars conducted by the State Justice Institute and National Institute of Dispute Resolution on the subject of court annexed ADR. I have also attended ADR workshops sponsored by the ADR Section of the ABA and the other seminars sponsored by the CPR Institute of Dispute Resolution.

Cities in which you are available to conduct mediation:

X Columbia

X Charleston

X Greenville

X Florence

Other _____

Fees charged:

Hourly Rate: \$ 250/hour

Minimum charge each mediation: \$ none

How do you bill for travel? (explain): Standard hourly rate for mediation conducted within 2 hours of Myrtle Beach, SC. Travel beyond 2 hours billed at \$125/hour

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: _____

Arith. Swartz

Date: 10/ /00

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: _____

ADR Program

Date: _____

Approved: _____

Initially approved by
Judge J. Anderson
1/5/96

t Judge

Date: _____