

DATE: 9/16/09

CPR Panelist Questionnaire

This form will permit CPR staff to access your information when disputants seek panelists.

1. IDENTIFICATION DATA

Name Donald A. Cox
Courtesy title: Judge
Applicable suffix:
Firm/Company: Judicial Alternatives
Street: 7419 Jackson Pike
PO Box (if any):
City: Lockbourne
State: OH
Zip: 43137
Country: USA
Preferred Phone: 6148759812
Secondary Phone:
(not cell phone)

Check here to restrict to CPR Use only

Fax: 6148759851

Cell Phone: 7407100007

Check here to restrict cell to CPR Use only

e-mail: docrio2001@yahoo.com

Web Site (if any): judicialalternativesofohio.com

Responses to the following questions on Race, Gender and Citizenship are optional.

RACE:

Hispanic or Latino - A person of Cuban, Mexican, Puerto Rican, South or Central American, or other Spanish culture or origin regardless of race.

White (Not Hispanic or Latino) - A person having origins in any of the original peoples of Europe, the Middle East, or North Africa. x

Black or African American (Not Hispanic or Latino) - A person having origins in any of the black racial groups of Africa.

Native Hawaiian or Other Pacific Islander (Not Hispanic or Latino) - A person having origins in any of the peoples of Hawaii, Guam, Samoa, or other Pacific Islands.

Asian (Not Hispanic or Latino) - A person having origins in any of the original peoples of the Far East, Southeast Asia, or the Indian Subcontinent, including, for example, Cambodia, China, India, Japan, Korea, Malaysia, Pakistan, the Philippine Islands, Thailand, and Vietnam.

American Indian or Alaska Native (Not Hispanic or Latino) - A person having origins in any of the original peoples of North and South America (including Central America), and who maintain tribal affiliation or community attachment.

Two or More Races (Not Hispanic or Latino) - All persons who identify with more than one of the above five races.

GENDER: Male x Female

CITIZENSHIP: List Citizenship (*If multiple, list with commas between*): USA

LANGUAGES: Please check your language ability in any foreign languages below (other than English) and indicate if you are fluent (can conduct an ADR proceeding in that language) or have read-only ability:

Fluent	Fluent	Fluent
N/A	N/A	N/A

PATENT OFFICE. Are you licensed to practice before the U.S. Patent & Trademark Office? Yes

CERTIFIED PUBLIC ACCOUNTANT. Are you a Certified Public Accountant? Yes

GOVERNMENT SECURITY CLEARANCE: Have you ever had a U.S. Government Security Clearance? Yes

Dates

Donald Andrew Cox
7419 Jackson Pike
Lockbourne, OH 43137
614-875-9812 Office
740-710-0007 Cell

Current Employment

Practicing Attorney **Columbus Office** **1995 through present.**

- Serves as collection counsel for Oak Hill Bank servicing twenty-three counties.
- Serves as collection counsel for Citizens Bank of Ashville, OH.
- Serves as probate attorney for individuals and upon appointment of the Probate Court.
- Serves as general counsel for Jackson County Water, a nonprofit water company.

President & Judge **Judicial Alternatives of Ohio, Inc.** **1993 through present.**

- Provides mediation & arbitration services in Ohio, West Virginia, & Kentucky.
- Has mediated or arbitrated over 3000 cases since 1993 involving medical malpractice, personal injury, construction disputes, insurance disputes, wrongful death, contract disputes, employment disputes and discrimination cases.
- Extensive experience mediating and arbitrating multi-million dollar construction disputes and serving as a neutral for construction cases in Ohio Court of Claims.
- Serves as an arbitrator for National Arbitration Forum and Resolute Systems.
- Provides private divorce and dissolution services in Ohio. Has been retained by the parties to serve as a judge in over 5000 divorces in Central Ohio in the past 10 years.
- Supervises a panel of 5 other judges and mediators for Judicial Alternatives.
- Created and operates an innovative and unique “divorce route” that provides private hearings in attorney offices, litigant’s homes, public libraries, and nursing homes. This is the only service of this type in the state of Ohio.

Legal Experience

- Admitted to practice law in Ohio in November 1979.
- Served as assistant county prosecuting attorney (Gallia) 1979 to 1985.
- Served as Judge Gallia County Court of Common Pleas 1987 to 1993.
- Served as Visiting Judge in 40 trial courts, 3 courts of appeal 1988 to 1995.
- Served as an Assigned Judge on the Ohio Court of Claims deciding state construction cases and medical malpractice cases. 1989 to 1995.

Educational Background

- Juris Doctorate from The Ohio State University 1979.

- Bachelor of Science (Mathematics) University of Rio Grande 1976
- Mediation Training Center for Dispute Resolution Washington, DC 1992
- Mediation for Judges National Judicial College Reno, NV. 2003
- Magistrate Training Ohio Municipal League 2004

References

- E. Rich Mahan, Senior vice president, Ohio Valley Bank, 420 3rd Ave., Gallipolis, OH 45631. 740-446-2631.
- George Albu, Federal Mediation Service, 3399 Eastwoodlands Trail, Hilliard, OH 43026. 614-442-2528.
- Phillip Collins, Collins and Associates, 21 East State Street, Suite 930, Columbus, OH 43215. 614-228-1144.

Professional Memberships

- Ohio State Bar Association
- Columbus Bar Association

Level (e.g., Confidential, Top Secret)

Note: A resume may be substituted for Items 2-3.

2. EDUCATION & LICENSES

A. Enter your most significant university educational degrees starting with the most recent.

Year	School	City/State	Degree (spell out acronyms)

B. Specify any licenses, jurisdiction and date of licensure: (Include Bar Admissions for lawyers and/or other professional licenses that apply; i.e., Architect, Engineer, etc.) (Spell out acronyms)

License	Year Issued	State/Country	Current (Y or N)

3. WORK HISTORY

Provide a list of your work history starting with the **most recent position**.

Use the codes from the table below in Column 5.

Note: Judicial experience appears separately at Question 5, below.

Duties if a Lawyer in this Position	Duties if a Non-Lawyer in this Position
(1) Litigator (law firm, government, public interest)	(Specify duties and division/department tersely)
(2) Partner	(16) Engineer: Civil, Structural, Mechanical
(3) Associate	(17) Architect
(4) Managing Partner	(18) Contractor
(5) Shareholder	(19) Sub/Contractor
(6) Transactional attorney	(20) President
(7) In-house counsel in any capacity	(21) Vice President
(8) General Counsel	(22) Director

- (9) Assoc. General Counsel
- (10) Arbitrator
- (11) Mediator
- (12) Law Professor: Full Time
- (13) Adjunct Professor
- (14) Judge (must specify title)
- (15) Other

- (23) Head of Division
- (24) Corporate Business Person: (specify division or department functions tersely; E.g., Corporate Sales; Construction Management; Technology Development)
- (25) Other

<u>Col 1</u> Dates of Service	<u>Col 2</u> Company/Firm Name	<u>Col 3</u> City/State	<u>Col 4</u> Your Title	<u>Col 5</u> Duties/ Functions (See box above)	<u>Col 6</u> Primarily represented Plaintiffs (Insert "P") or Defendants (Insert "D") or leave blank if NA **
				1	
				1	
				1	
				1	
				1	
				1	
				1	

**** Insurance Industry -**
 • Use "P" for Policy Holder Representation
 • Use "D" for Insurer Representation

4. ADR NEUTRAL EXPERIENCE

a. Neutral and Advocate Roles:

Please provide your best estimate of the number of times you have been a Neutral and/or an Advocate in the following types of ADR procedures, if applicable to you: *

		Overall	Last 12 Months
Arbitration	Total # Neutral Arbitrator Service	None	None
	# of total as Sole Arbitrator	26 - 50	1 - 5
	# of total as Tribunal Chair	1 - 5	None
	# of total as Class Action Arbitrator	None	None
	# as Advocate in Arbitration	1-5	None
Mediation	Total # Neutral Mediator Service	100+	51-99
	# of total as a Co-Mediator	None	None

		Overall	Last 12 Months
	# of total as a Multi-Party Mediator	26-50	6-10
	# of total as a Process Design Mediator	None	None
	# as Advocate in Mediation	6-10	1-5
Early Neutral Evaluation	Neutral	6-10	1-5
	Advocate	None	None
Facilitation of Multi-Party Defense	Neutral	None	None
Mini-trial Chair	Neutral	1-5	None
	Advocate	None	None
Private Judging	Neutral		
	Advocate	None	None
Reg – Neg	Neutral	None	None
	Advocate	None	None
Special Master	Neutral	1-5	None
	Advocate	None	None
Summary Jury Trial	Neutral	1-5	None
	Advocate	None	None
Dispute Review Board Member	Neutral	None	None
Dispute Review Board Chair	Neutral	None	None
Partnering Neutral	Neutral	None	None
Ombudsperson		None	None
Other			

*If you feel that the numerical range you checked off does not fully reflect the depth of your experience (e.g., you served as mediator just once but it was an unusually protracted and

complex matter, please describe: I conduct private domestic proceedings as a private judge

and have done over 5000 cases and do 800 cases a year.

5. PROFESSIONAL AND ADR CONCENTRATIONS

I want to be considered as an: Arbitrator Mediator

CPR maintains the following Specialty Rosters that may involve peer review. Please indicate whether you wish to be considered for any such rosters:

- | | |
|---|--|
| <input type="checkbox"/> Arbitration Appeal(Appellate Judges only) | <input type="checkbox"/> Franchise |
| <input type="checkbox"/> Banking, Accounting and Financial Services | <input type="checkbox"/> General Counsel (former GCs of Fortune 500 corporations only) |
| <input type="checkbox"/> Bio-Tech | <input type="checkbox"/> Healthcare & Life Sciences |
| <input type="checkbox"/> Certified Public Accountants | <input type="checkbox"/> Insurance |
| <input checked="" type="checkbox"/> Construction | <input type="checkbox"/> Insurer-Policy Holder Coverage |
| <input type="checkbox"/> E-Discovery | <input type="checkbox"/> International |
| <input type="checkbox"/> Employment | <input checked="" type="checkbox"/> Judicial Roster |
| <input type="checkbox"/> Energy, Oil & Gas | <input type="checkbox"/> Sports Law |
| <input type="checkbox"/> Entertainment | <input type="checkbox"/> Taxation |
| <input type="checkbox"/> Environmental | <input type="checkbox"/> Technology |
| | <input type="checkbox"/> Trademark |

A number of the specialty panels (Construction, Employment, Energy, Insurance, International and Technology) require completion of an addendum at the end of this questionnaire. If you have indicated an interest in a specialty panel, please describe your qualifications for the specified panel(s), e.g., percent of time spent in training or practice in

that area, description of cases handled, etc.: I have mediated over 50 construction claim

cases in the past 15 years, arbitrated 2 cases, and heard 2 cases as a judge on the Ohio

Court of Claims.

Please detail your areas of concentration with “P” for a primary area of practice and “S” for a subsidiary area of practice. Note: these are areas in which you already have experience, rather than areas in which you are interested.

AREAS of Concentration	Col.2 Professional Concentrations/Specialties (as lawyer, business person, advocate or judge but not as arbitrator or mediator)	Col. 3 Arbitrator Concentrations	Col. 4 Mediator Concentrations
<i>Construction Specialists</i>			
Construction Defects	P	P	P
Claims for Delay	P	P	P
Claims for Extras	P	P	P
General Building Construction	P	P	P
Government Contracts			
Hazardous Waste			
Health Facilities			
Industrial (Mills, Refineries, Pharma)			
Insurance Indemnity & Contribution	S		S
International (incl. FIDIC)			
Manufacturing Construction			
Marine			
Mold	S		S
Petroleum			
Power			
Sewage/Solid Waste			
Available Under Construction Expedited Rules			
Telecommunications			
Transportation (Bridges, Roads, Tunnels, etc.)			
Water Supply	P		S

Construction Other			
<i>Employment Specialists</i>			
Civil Rights and Compensation	P		P
Employee Benefits/Erisa			
Executive Compensation			
FLSA			
Statutory Discrimination Claims	P		P
Other - Employment			
<i>Energy, Oil & Gas Specialists</i>			
Electric Generation			
Electrical Transmission			
Electric Distribution			
Electric/Power Marketing			
Alternative/Renewable Energy			
Oil & Gas			
Oil/NG Exploration/Production			
Natural Gas Pipeline			
Oil/NG Distribution			
Oil/NG Marketing			
Oil Pipelines			
Coal Industry			
Liquefied Natural Gas			
Refining & Petrochemical			
Selected Upstream Issues			
Selected Natural Gas Issues			
Selected Oil Issues			
Risk Management Services			
Rural Electric Co-op Industry			
Expropriation			
Other – Energy			
<i>Healthcare & Life Sciences</i>			
Biotech			
Food, Drug & Cosmetics			
Healthcare			
Hospital Law			
Licensing (Medical)			
Life Sciences			
Malpractice (Medical)			
Managed Care			
Medical Devices			
Medical Research Ventures			
Peer Review			
Pharmaceuticals			

Physicians			
Reimbursement Disputes			
<i>Insurance Specialists</i>			
Construction Defect Insurance			P
Directors & Officers Insurance			
Environmental Insurance			
Fidelity Bond			P
Financial Institutions Insurance			P
Insurance General			P
Insurance Health			
Insurance Life			
Insurance Property & Casualty			P
Reinsurance			
Insurance Telecommunications			
Insurance Other			
<i>Technology/Intellectual Property Specialists</i>			
Aeronautics			
Biology			
Biotechnology			
Business Methods			
Materials (polymers, ceramics, etc)			
Chemistry			
Computers & Software			
Electrical			
Electronics			
Intellectual Property			
Internet			
Mechanical			
Medical Devices			
Nanotechnology			
Optics			
Patents			
Pharmaceuticals			
Privacy/EU Safe Harbor			
Robotics/Machine Vision			
Semiconductors			
Signal Process/Video/CommSysts			
Telecommunications			
Textiles			
Other - Technology/IP			
<i>General Concentrations</i>			
Accounting - Forensic			

Accounting - General			
Accounting - Litigation			
Accounting - Valuation			
Administrative law			
Agriculture			
Antitrust			
Asbestos			
Automotive			
Aviation/Aerospace			
Banking			
Bankruptcy			
Business Disputes	P		P
Chemicals			
Civil Rights & Liberties	S		S
Class Action (Defendant Side)			
Class Action (Neutral)			
Class Action (Plaintiff Side)			
Commercial Law	P		P
Commodities			
Communications & Media			
Community Organizations			
Computer law			
Construction			
Consumer Affairs			
Contract-Government			
Contract-Manufacturing			
Copyright			
Corporate (Financing)			
Corporate (General)			
Corporate (Governance)			
Corporate (Transactions)			
Corporate (Underwriting)			
Debtor/Creditor	S		S
Defamation/First Amendment			
Domain Name			
Employment	S		S
Energy, Oil & Gas			
Entertainment			
Environmental (Cleanup)			
Environmental (General)			
Environmental (Regulatory)			
False Advertising/FTC			
Financial Services			

Franchise			
Fraud/Misrepresentation			
Housing & Urban Development			
Information Technology			
Insurance	P		P
Intellectual Property			
International (Environmental)			
International (General)			
International (Trade)			
International (Transactions)			
Labor Relations			
Leasing			
Licensing (General)			
Licensing (Software)			
Malpractice (Legal)	P		P
Manufacturing			
Maritime			
Merger & Acquisition			
Mining			
Municipal Law			
Natural Resources			
Non-Profit Organizations			
Partnership Disputes	S		S
Patents/Trade Secret			
Personal Injury	P		P
Product Liability			P
Professional Fees			
Real Estate (Banking & Finance)	P		P
Real Estate (Development)			
Real Estate (General)	P		P
Real Estate (Land Use/Zoning)			
Real Estate (Leasing)			
Regulated Industries			
Reinsurance			
Religious Entities			S
RICO			
Securities			
Sports Law			
Taxation (Corporate)			
Taxation (General)			
Taxation (Individual)			
Taxation (International)			
Taxation (Partnership)			

Technology/Science			
Torts (Business & Property)	P		P
Torts (General)	P		P
Torts (Mass)			
Torts (Toxic)			
Trademark			
Trade Secrets			
Transportation			
Trusts & Estates			
Unfair Competition			
Water Law			
Workouts	S		S

Representative Matters; e.g.:

1. FIAT v. Suriname, 88 Civ. 6639 (SDNY Oct. 11, 1989) (advocate; motions to confirm/vacate arbitral award).
2. Medical device manufacturer v. Patentholder (arbitrator in multimillion dollar patent dispute).

3. Blaze v. Cleveland State University, Ohio Court of Claims, Construction Delay

claim, mediated settlement.

4. Racial Discrimination Claims, Southern District of Ohio, Conducted 2 panel mock

trial as judge

5. Medical Malpractice case, Franklin County, Ohio, claims of patient abuse,

mediated settlement.

6. Dissolution of medical partnership, Columbus, Ohio, mediated settlement.

7.

6. ADR ROSTER LISTINGS

Complete tables if you are currently listed on the roster or panel of neutrals maintained by any ADR organizations (e.g., AAA, JAMS, CEDR, ICC, International Academy of Mediators, Regional Provider, Government Agency Roster, Court Roster, Other?) Include CPR Institute Panels you are already on, if any.

a. ARBITRATOR ROSTERS of ADR ORGANIZATIONS

Organization	Arbitration Roster (& any sub-roster)	Years on Roster	Estimate Average Amount in Claim in Cases from Each Organization	Best Estimate of the Number of Cases on which You Served as an <i>Arbitrator</i> for this Organization
<i>Example: AAA</i>	<i>Large Complex Case Panel</i>	<i>3 years</i>	<i>\$3 Million average</i>	<i>2 cases</i>
Resolute Systems	Tort panel	8	500,000.	2 cases

b. MEDIATOR ROSTERS of ADR ORGANIZATIONS

Organization	Mediation Roster (& any sub-	Years on Roster	Estimate Average Amount in Claim in Cases from Each	Best Estimate of the Number of Cases on which You Served as a <i>Mediator</i> for this
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	<i>roster)</i>		Organization	Organization
Example: JAMS	Los Angeles Panel	2 years	\$2 Million average	4 cases
Resolute Systems	Mediation Ohio	8	500,000.	6 cases

7. ADR TRAINING

a. List MEDIATOR Skills Training Sessions you have taken

Sponsoring Organization & Location	Primary Model Fostered by Training: (e.g., Facilitative, Evaluative, Transformative, Caucus, Non-Caucus)	% of Time Spent in Role- Plays/Exercises	Year Taken	Duration: Hours of Training
Center for Dispute Resolution (Linda Singer) Washington DC	All forms of mediation	10	1993	24
National Judicial Center Reno, NV.	All forms of mediation & other ADR procedures	16	2003	40

b. **Statement of Philosophical Approach to Mediation**

I find a hybrid approach using both facilitative and evaluative methods best fits my

personality and skill set. In the beginning of mediation I am very interested in allowing

parties to "be heard" and then move on to assist them in focusing on the strengths and

weaknesses of case as the mediation moves forward. Good at helping parties find

alternative solutions.

c. List ARBITRATOR Skills Training Sessions you have taken

Sponsoring Organization & Location	Skills Emphasized	% of Time Spent in Role-Plays/Exercises	Year Taken	Duration: <u>Hours</u> of training

8. ADR REFERENCE INFORMATION

You must provide references from each side of the same case.

CPR may not publish reference contact information.

Reference as Arbitrator

	Dispute Type, Amount in Dispute and Year	Name of Counsel, Firm Name and Location of Firm	Phone and E-mail address
for Claimant	Jeff Finley	417 2 nd Ave., Gallipolis, OH 45631	740-446-8575 jeffrey.finley@sbcglobal.net
for Respondent	Phil Collins	Collins and Associates, 21 East State Street,	614-228-1144 pcollins@pmcalaw.com

	Columbus, OH 43215
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Reference as Mediator

	Dispute Type, Amount in Dispute and Year	Name of Counsel, Firm Name and Location of Firm	Phone and E-mail address
for Claimant	Bill Becker	Ohio Attorney General Office, 150 East Gay Street Columbus, Ohio 43215	614-466-7447 clg@OhioAttorneyGeneral.gov
for Respondent	Dan Rugerrio	Rugerrio & Haas 800 Gallia Street Portsmouth, OH 45662	740-353-9805 DPR@rhlawfirm.net

9. OTHER

Provide any honors, publications or other information you believe are relevant to your application.

The Addendum should be completed only if you are interested in being considered for the Specialty Panel it covers.

Construction Specialists Addendum

1. What **percentage** of your law practice or business *for the last ten years* has been construction-related (Required):

1 to 25%

2. **Have you had significant construction practice in the last ten years** representing or working with the following client groups:

Private Owners/Developers

Insurers/Sureties

Government Entities

Engineers/Architects

Contractors

Sub-contractors/suppliers

3. **Have you had significant construction practice in the last ten years** devoted to the following dispute processes:

Litigation

Dispute Management (in house)

Arbitration (as Neutral or representing parties)

Transactions

Mediation (as Neutral or representing parties)

Other

Describe 'Other' Judge on Ohio Court of Claims

Employment Specialists Addendum

1. What **percentage** of your law practice or business *for the last ten years* has been employment-related (Required):

1 to 25%

2. **Have you had significant employment practice in the last ten years** representing or working with the following client groups:

Management

Non-executive employees

Executives Other Describe 'Other'

3. **Have you had significant employment practice *in the last ten years* devoted to the following dispute processes:**

Litigation Dispute Management (in house)

Arbitration (as Neutral or representing parties) EEOC or other agency

Mediation (as Neutral or representing parties) Other

Describe 'Other'

Energy Specialists Addendum

1. What **percentage** of your law practice or business *for the last ten years* has been energy-related (Required):

1 to 25%

2. **Have you had significant energy practice *in the last ten years* representing or working with the following client groups:**

Companies Regulators Users

Other Describe 'Other'

3. **Have you had significant energy practice *in the last ten years* devoted to the following dispute processes:**

Litigation Dispute Management (in house)

Arbitration (as Neutral or representing parties) FERC or other

Mediation (as Neutral or representing parties) Other

Describe 'Other'

Insurance Specialists Addendum

1. What **percentage** of your law practice or business *for the last ten years* has been insurance-related (Required):

1 to 25%

2. Has your insurance-related legal practice or business *in the last ten years* included representation or work with of the following client groups:

- Policyholders Insurance Companies

3. Has your insurance-related professional practice in the last ten years included:

- Underwriting Broker/Producer
 Broker/Claims Consultant Consultant/Expert Witness-Policyholder
 Claims Consultant/Expert Witness-Ins. Co.
 Reinsurance

International Specialists Addendum

1. What **percentage** of your law practice or business *for the last ten years* has been international (Required):

1 to 25%

- Foreign clients 1 to 25%
Foreign opponents 1 to 25%
Negotiations for such clients 1 to 25%
Litigation before foreign courts 1 to 25%

2. What **percentage** of your arbitration or mediation practice or business *for the last ten years* has been international (Required):

1 to 25%

- International Arbitration 1 to 25%
International Mediation 1 to 25%

3. What **languages** have you used in your international arbitration and mediation practice:

Languages used as an arbitrator

Languages used as a mediator:

Proceedings conducted in other languages

Awards made in these languages

4. Training or degrees acquired abroad

5. Practice or other relevant sojourns abroad

Technology/Patent Specialists Addendum

1. What **percentage** of your law practice or business *for the past ten years* has been related to technology/intellectual property (Required):

1 to 25%

2. Has your technology/intellectual property professional practice *in the last ten years* included:

Litigation

Prosecution

Transactions

ADR

Conflict Management

Other

Describe 'Other'