

SANTA CLARA COUNTY SUPERIOR COURT  
BACKGROUND INFORMATION

*Instructions: DO NOT ALTER THIS FORM IN ANY WAY. DO NOT ATTACH ADDITIONAL PAGES.*

Name	Phone	Fax
<i>Michael E. Dickstein</i>	<i>415-474-1449</i>	<i>415-358-5833</i>
Street or P.O. Box	City	Zip Code
<i>1595 Greenwich Street #32</i>	<i>San Francisco CA</i>	<i>94123</i>

TODAY'S DATE: *md@DicksteinDisputeResolution.com*

Check each panel for which you have been accepted:     mediation             neutral evaluation

1. Describe your education, including degrees and the dates received.

*Harvard Law School, J.D. cum laude 1985; Harvard University, A.B. cum laude 1981*

2. Briefly describe the ADR training you have received. For each training, give the trainer's name, the dates attended, and the total hours. Experience as a trainer: *I am a Lecturer at Stanford Law School, teaching law and business students negotiation, mediation, and ADR (2005-). Since 1996, I have spent hundreds of hours per year teaching mediation and negotiation worldwide (including in the U.S., Canada, England, Australia, Trinidad, Ireland & St. Lucia). I have also taught in conjunction with the U.S. District Court for N.D. CA, leading Canadian and American ADR organizations, and as an adjunct professor at the University of San Francisco (MBA program) .* Experience being trained: *I began my own training in 1983 with Prof. Frank Sander at Harvard Law School (one semester), and have taken a variety of courses since then, including courses with Gary Friedman and the Center for Mediation in Law (34 hours) in 1996, with Stitt Feld et al. (4 days) in 1996, and with the Federal Court for the Northern District of California (several up to ½ day seminars on various dates).*

3. Describe the subject matter of five disputes for which you have been an ADR provider in the past five years, with the dates. Identify the process and state whether you were a sole- or co-provider.

- *Employment, Discrimination, Constructive Discharge, arbitration, 03 ongoing, 3 arbitrator panel*
- *Intellectual Property, Unfair Competition, mediation, July 03, sole provider*
- *Employment, Whistleblower, Wrongful Termination, mediation, June 03, sole provider*
- *Employment, Wage & Hour Class Action, mediation, April 03, sole provider*
- *Commercial/Breach of Contract, Software License, mediation, Dec 02, sole provider*

4. Check your areas of substantive expertise:

- |  |   |   |
|--|---|---|
| <input type="checkbox"/> Banking                                     | <input type="checkbox"/> Health Care                      | <input checked="" type="checkbox"/> Personal Injury           |
| <input checked="" type="checkbox"/> Business (Commercial - Contract) | <input type="checkbox"/> Housing                          | <input type="checkbox"/> Probate - Wills                      |
| <input checked="" type="checkbox"/> Civil Rights                     | <input checked="" type="checkbox"/> Intellectual Property | <input checked="" type="checkbox"/> Prof. Negl. (Non-Medical) |
| <input type="checkbox"/> Construction                                | <input checked="" type="checkbox"/> Insurance             | <input checked="" type="checkbox"/> Real Estate               |
| <input checked="" type="checkbox"/> Defamation                       | <input checked="" type="checkbox"/> Labor – Employment    | <input checked="" type="checkbox"/> Securities                |
| <input checked="" type="checkbox"/> Disabilities                     | <input checked="" type="checkbox"/> Landlord/Tenant       | <input type="checkbox"/> Tax                                  |
| <input type="checkbox"/> Elder Issues/Abuse                          | <input checked="" type="checkbox"/> Medical Malpractice   | <input type="checkbox"/> Other (specify):                     |
| <input checked="" type="checkbox"/> Environment                      | <input type="checkbox"/> Neighborhood                     | <i>Discrimination, Class Actions,</i>                         |
| <input type="checkbox"/> Family Law                                  | <input type="checkbox"/> Partnership                      | <i>International, Fiduciary Duty, Theater,</i>                |

5. If you are an attorney:

A. How many years have you been in active practice? If none, please explain.            *18 years*

B. What is or was the nature of your practice? Mediator, Arbitrator, Consultant & Attorney (1992 - ): *I am a full-time mediator, arbitrator, teacher of ADR, and consultant. Partner/Associate, Heller Ehrman (1985-1992): I assessed, managed and successfully resolved complex employment, commercial, contract, immigration, environmental, and litigation issues for one of California's leading law firms.*

C. What percentage of your practice has been representing plaintiffs            defendants? *My current practice involves acting as a neutral, so I represent neither/both. I have historically represented both plaintiffs and defendants. At Heller, although the greater percentage of my time was spent representing defendants, my largest engagement was for a class of plaintiffs.*

D. How many of the following have you completed in the past five years?:

Jury trials                      Court trials                      Judicial arbitrations; *I have been a neutral for the last five years, so I have conducted none as an advocate.*

6. Is your ADR style facilitative or evaluative/directive?

*My mediation style lies between the facilitative and evaluative extremes, and draws on the strengths of each.*

7. Describe your fee schedule, including any sliding-scale or pro-bono provisions.

*\$650.00/hour (reduced for special circumstances or for smaller disputes), \$6,500.00/flat rate.*

*For more info., and flat rate, see Fee Schedule at www.DicksteinDisputeResolution.com*

8. Give any other information that should be considered by parties or counsel.            National Co-Chair of the Workplace Section of the Association for Conflict Resolution (ACR)(2001-4): *1000 member section of the leading organization for professionals in dispute resolution. Advisory Board Member: ACR Workplace Section (2004-present). Mediator (1992 - ): Mediator in San Francisco Superior and Municipal Courts. ADR writing includes: "Preparing for, and Attending, Mediation", a chapter in The Alternative Dispute Resolution Practice Manual (CCH, 2000). Panel Memberships: ADR Chambers International (the leading Canadian Arbitration and Mediation organization), US District Court for the Northern District of California, California Court of Appeals, various Superior Court panels, Merrill Lynch Claims Resolution Process (mediation panel for nationwide class action), Smith Barney Dispute Resolution Process (arbitration panels for nationwide class action). For more information, see DicksteinDisputeResolution.com .*