

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>Walter V. Hays</i>	<i>650-424-9633</i>	<i>650-493-8966</i>
Street or P.O. Box	City	Zip Code
<i>355 Parkside Drive</i>	<i>Palo Alto CA</i>	<i>94306</i>

TODAY'S DATE:

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

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

BA Stanford University, 1957

LLB Stanford University Law School, 1961

2. Briefly describe the ADR training you have received. For each training, give the trainer's name, the dates attended, and the total hours.

-American Arbitration Association 1992, 8 hours

-Mediate-Tech 1993, Advanced Commercial Mediation Skills, 16 hours

-James C. Melamed (Chair, Oregon Dispute Resolution Commission), Advanced Mediation Skills, 7 hours

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.

- *Alleged breach of agreement to hold title company harmless from mechanic's lien (8/05; sole provider)*
- *Alleged breach of contract to install high-speed internet access in hotel (10/04; sole provider)*
- *Family dispute over disposition of real property on death of owner (5/03; sole provider)*
- *Dispute between landlord and creditor over property of defaulting tenant (12/02; sole provider)*
- *Dispute between lender and its foreclosure agent over damages caused by invalid foreclosure sale (9/02; sole provider) (over 400 mediations since 1990, in a wide variety of cases)*

4. Check your areas of substantive expertise:

- | | | |
|--|---|---|
| <input checked="" type="checkbox"/> Banking | <input checked="" type="checkbox"/> Health Care | <input checked="" type="checkbox"/> Personal Injury |
| <input checked="" type="checkbox"/> Business (Commercial - Contract) | <input checked="" type="checkbox"/> Housing | <input checked="" 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 checked="" type="checkbox"/> Construction | <input checked="" type="checkbox"/> Insurance | <input checked="" type="checkbox"/> Real Estate |
| <input type="checkbox"/> Defamation | <input checked="" type="checkbox"/> Labor – Employment | <input type="checkbox"/> Securities |
| <input checked="" type="checkbox"/> Disabilities | <input checked="" type="checkbox"/> Landlord/Tenant | <input type="checkbox"/> Tax |
| <input checked="" type="checkbox"/> Elder Issues/Abuse | <input checked="" type="checkbox"/> Medical Malpractice | <input checked="" type="checkbox"/> <i>Other (specify):</i> |
| <input checked="" type="checkbox"/> Environment | <input checked="" type="checkbox"/> Neighborhood | <i>Zoning & planning</i> |
| <input type="checkbox"/> Family Law | <input checked="" type="checkbox"/> Partnership | |

5. If you are an attorney:

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

32; retired in 1994, and mediation since then.

B. What is or was the nature of your practice?

Litigation

C. What percentage of your practice has been representing plaintiffs 70% defendants 30%

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

Jury trials 0 Court trials 0 Judicial arbitrations; 0

**I handled over 75 jury and over 100 court trials over 32 years.*

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

A combination. Facilitative, but evaluative as necessary.

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

\$300.00/hour; no charge for travel in Santa Clara and San Mateo counties.

8. Give any other information that should be considered by parties or counsel.

I was a member of the SCCBA Mediation Panel from its inception, and have resolved over 95% of referrals, with good evaluations.