



PHILIP GOLDSTEIN

BROOKLYN, NEW YORK

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SUMMARY OF QUALIFICATIONS

Full-time, independent, highly trained and completely neutral Mediator/Arbitrator/Special Master with significant litigation/negotiation experience including ADR. Areas of subject-matter expertise include complex business/commercial disputes, energy/utilities, mass/toxic torts, products liability and personal injury/New York Labor Law (including related insurance issues). AmLaw International Law Firm New York Office Managing Partner for over 7 years.

PROFESSIONAL EXPERIENCE

ADR OFFICE OF PHILIP GOLDSTEIN

**Brooklyn, New York
2018-**

- Full-time Mediator/Arbitrator/Special Master.
- ADR Panel memberships include:
 - Special Master/Mediator, Appellate Division, Supreme Court of the State of New York, 2nd Judicial Department (Brooklyn), Civil Appeals Management Program.
 - Commercial Division, Supreme Court, New York County.
 - Commercial Division, Supreme Court, Westchester County.
 - General Civil Part, Supreme Court, Westchester County.
 - National Roster of Mediators/Arbitrators, American Arbitration Association.
 - Member, Asbestos Bankruptcy Trust Specialty Panel, Mediation/Arbitration.
 - United States District Court, Southern District of New York, Mediator Panel (Accepted/Pending).
 - Panel of Arbitrators, Civil Court of the City of New York, Small Claims Part.
 - Part 137, Joint Committee on Fee Disputes and Conciliation Arbitration/Mediation Panel.

MCGUIREWOODS LLP (formerly Ross & Hardies)

New York, New York

Partner

1998-2017

Associate

1989-1996

- **Business/Commercial**: Handled a variety of litigations and arbitrations/mediations on behalf of plaintiffs and defendants in business and commercial litigation pending throughout the United States. Recent significant Court and ADR experience included, but are not limited to, the following:
 - Arbitration and Mediation on behalf of publicly held energy company/plaintiff of \$30+ million indemnification dispute.
 - Litigation and mediation to resolve the 9/11 WTC mass tort litigation pending in SDNY as against a target defendant.
 - Litigation and mediation of \$30+ million commercial contract dispute.

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- Litigation on behalf of privately held entity for breach of an investors' confidentiality agreement.
- Litigation seeking over \$5 million for an alleged commercial lease holdover as against a UK company/client, including piercing the corporate veil/alter ego issues.
- Addressed insurance and Bankruptcy issues related to business/commercial and tort litigation.
- **Asbestos:** As National Coordinating and direct counsel for over 15 years successfully litigated and settled thousands of high-stakes asbestos and toxic tort cases nationwide.
 - As lead partner, supervised a network of local counsel and a multi-state Firm team of attorneys, paralegals and staff in asbestos litigation pending throughout the United States.
- **Mass/Toxic Torts/WTC:** As co-lead partner, defended target defendant facing numerous claims in the 9/11 WTC clean-up worker toxic tort litigation pending in the United States District Court for the Southern District of New York.
- **Liaison Counsel:** In both the New York City Asbestos Litigation and the WTC litigation, actively participated as member of the defense liaison counsel committees, responsible for overall strategy and interface with the courts and special masters.
- Advised and implemented ADR processes for publicly held client and trained in-house staff in ADR contractual options and procedures for pursuing ADR in lieu of litigation.
- New York Office Managing Partner, 2008-2015.
- Northwestern University, Kellogg School of Management, *Advanced Leadership Program*, 2008.
- Member, McGuireWoods LLP Board of Partners Nominating Committee, 2006-2009.
- **Awards and Honors:**
 - BTI Consulting Group, Client Service All-Star, 2016 (Three recipients of 1,000+ firm lawyers).
 - Named One of the "Best Lawyers in America," Woodward/White, Inc., 2006-2017.
 - Named a New York "Super Lawyer," Class Action/Mass Torts, 2006-2009, 2011-2017.

ORANGE & ROCKLAND UTILITIES

Litigation Counsel

- Managed litigation and handled variety of legal matters for publicly held, integrated electric/gas utility company.
- Spearheaded new ADR procedures for Company, including assessment and implementation of contractual ADR clauses in Company contracts and Company commitment to ADR processes to resolve various disputes.

Pearl River, New York

1996-1998

ROGERS & WELLS

Commercial Litigation Associate

New York, New York

1987-1989

EDUCATION

BOSTON UNIVERSITY SCHOOL OF LAW

Juris Doctor cum laude

BOSTON, MASSACHUSETTS

1987

BRANDEIS UNIVERSITY

Bachelor of Arts cum laude

WALTHAM, MASSACHUSETTS

1984

Mediator Experience

- Mediate business dissolution, personal injury and other matters as Special Master/Mediator, Appellate Division, 2nd Judicial Department Civil Appeals Management Program (CAMP).
- Mediate cases as member of the AAA Asbestos Bankruptcy Trust Specialty Panel.
- Co-mediated complex insurance coverage, complex law firm dissolution and personal injury matters.
- Observed several commercial/other mediations, including:
 - Fair Labor Standards Act matters.
 - Breach of contract/fraud matter related to contract between major hotel chain and not-for-profit.
 - Subrogation/fraud matter related to property damage and related claims.
 - Business tort/defamation matter.
 - Tort/negligence matters.

FORMAL TRAINING/CLE

Formal Training

- American Arbitration Association, Two-Day *Arbitration Fundamentals and Best Practices for New AAA Arbitrators* training program and online *Award Writing* course, October 2018.
- New York State Attorney-Client Fee Dispute Resolution Program, Video Training, September 2018.
- New York State Bar Association, Dispute Resolution Section, Three-Day *Commercial Arbitration Training*, June 2018.
- New York City Bar Association, Three-Day *Advanced Commercial Mediation Training*, June 2018.
- New York Peace Institute, Two-Day *Advanced Mediation Training*, May/June 2018.
- New York State Bar Association, Dispute Resolution Section, Three-Day *Commercial Mediation Training*, March 2018.
- American Arbitration Association, Four-Day Mediator Training, *Mediator Essentials: Skills for Facilitating Negotiated Agreements*, October 2017.

CLE/Other Training

- New York State Bar Association, *Arbitration 2019: What Parties and Their Counsel Have a Right to Expect and Arbitrators Should Be Delivering: Arbitration at its Best*, March 2019.
- New York State Bar Association, Dispute Resolution Section Annual Meeting, January 2019.
- New York County Supreme Court, *ADR Options in Supreme Court, NY County*, November 2018.
- New York City Bar Association, *Arbitration in New York: The Party Perspective*, October 2018.
- New York State Bar Association, Dispute Resolution Section, Fall Meeting, *Refining Skills for a Changing ADR Landscape*, October 2018.
- Association for Conflict Resolution, Greater New York Chapter, Mediation Settlement Day, *ADR and Access to Justice*, October 2018.
- Association for Conflict Resolution, Greater New York Chapter, Annual Conference, *Stepping Forward, Working Together*, June 2018.
- New York State Bar Association, *The Litigative DNA – The Underutilization of Mediation in New York and What Can Be Done About it*, May 2018.
- New York Law School/AAA, Alternative Dispute Resolution Skills Program, *Cutting Edge Topics in Commercial Arbitration*, April 2018.
- New York City Bar Association, *Neuroscience in Mediation and Negotiation*, March 2018.
- New York State Bar Association, Dispute Resolution Section Annual Meeting, January 2018.
- New York City Bar Association, *A Mediation Career: Getting Started*, December 2017/2015.
- *ADR Trends: Perspectives from AAA, CPR, FINRA and JAMS*, October 2017.
- New York State Bar Association Dispute Resolution Section, Fall Meeting, *Brave New World in Dispute Resolution*, October 2017.
- New York State Bar Association, Dispute Resolution Section, Fall Meeting, *#ADR Trends, Innovations, Insights and Practice Tips*, October 2015.

ADR Bar Association Memberships

- New York State Bar Association, Dispute Resolution Section.
 - Committee on Mediation.
 - Subcommittee liaising with Courts to identify opportunities for newer mediators to gain experience.
 - Committee on ADR and the Courts.
 - Committee on Arbitration.
- New York State Bar Association, Commercial and Federal Litigation Section.
 - Committee on Arbitration and ADR.
- New York City Bar Association.
 - Alternative Dispute Resolution Committee, Class of 2021.
 - Mentor, New Lawyer Enrichment Program, 2019.
- American Bar Association, Section of Dispute Resolution.
- Association for Conflict Resolution, Greater New York Chapter.

Bar Admissions

- New York State Courts
- United States District Court for the Southern District of New York.
- United States District Court for the Eastern District of New York.
- United States District Court for the Northern District of New York.
- United States Supreme Court