

ADR section members get a reduced registration rate for the 2007 Maryland Business ADR Program, and

ALL

Who attend the full day & evening get 8 hours of continuing education credit as required by Title 17. See pages 3-6 for details!

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Maryland State Bar Association Alternative Dispute Resolution Section

Message from the Chair

Dear Section Members:

I must say in May of this year I had some trepidation about taking over as section chair. The people that have preceded me have performed remarkably in this position and have advanced the cause of the section and then some. It's like following comic genius on stage, you wonder if you can perform.

What I have learned, however, is that there are tremendous people supporting this section behind the scenes, who make the Chair's job go more smoothly. I want to personally recognize Richard Melnick, Steve Shapiro, Andrea Terry and Craig Distelhorst as officers of the section council, for their tremendous support, enthusiasm and insight. I also want to thank Marc Baer and Joyce Mitchell for setting the bar and providing great assistance in this transition.

The mission of the section council and hopefully the mission of the section this year is twofold. One, to educate and therefore we are hosting the ADR Business Conference to be held on October the 30th at the BWI Marriott.

If you have not heard about the program, you will in the next several days. I encourage everyone in the section to invite at least 10 people to this conference. The conference is of a quality that one would generally expect for a national conference. It is remarkable that our section is able to achieve that kind of program and its combined notoriety. It is critical that we provide support to their efforts by putting people in seats and encouraging law firms and businesses to sponsor the event.

Speaking at the conference will be Kathy Bryan, who is the head of CPR, as well as Ambassador Dennis Ross. There will be

introductory remarks by James T. Smith, County Executive of Baltimore County, as well as Chief Judge Bell. The program for the day, as well as the dinner in the evening should be enjoyable and educational for all those who attend.

Secondly, the section council has determined that one of its missions is to provide increased employment opportunities to its section members. This is particularly critical given the abundance of training programs training new mediators and the fact that our section has grown exponentially to well over 400 members currently.

It is certainly my desire and the desire of the section council to advance the cause of ADR, but also to advance the employment opportunities for our members so they can achieve practical and real experience in improving themselves as both mediators and arbitrators. While it certainly is important to train persons, it is also important to provide them opportunities to gain experience.

Our first meeting, which was held on September 11th in fact focused on that issue. Our effort on that meeting was to discuss with the ADR coordinators of Baltimore City, Baltimore County, and Howard County, ways that we can improve the court administered mediation rosters and also at the same time, take responsibility as mediators to be accountable to the court system and to work within the court rules, specifically Title 17.

Obviously, for the mediation program to be successful the participants in that program whether they be the litigants or the lawyers coming to the mediation, have to have confidence in the quality and qualifications of the mediators on the roster and frankly it is our shared responsibility to see that improve.
(continued on page 2)



"This section is only going to be as dynamic as the involvement of its members."

The section is busy in other endeavors. We will be working with other sections of the Bar Association to develop programs and to develop opportunities for mediation and or arbitration.

I recently attended a sponsored program entitled the National Mediation for Judges program. We discussed the cooperation between the ADR section and the litigation section as well as business, real estate, and animal law as ways to push the mediation message and also to push employment opportunities.

The final message is this - this section is only going to be as dynamic as the involvement of its members. I strongly encourage each of you to attend the Maryland Business ADR Conference on October the 30th. And I remind you to begin thinking of ideas as to how this section can be efficient in fulfilling its goals to its members.

I look forward to your active participation.

Very truly yours,

Thomas J. Dolina

ADR Section Council 2007 - 2008

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Vice-Chair
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Announcing the first recipient of the Chief Judge Robert M. Bell Award for Outstanding Contribution to ADR in Maryland



Professor Roger Wolf

The Maryland State Bar Association Alternative Dispute Resolution (ADR) section is pleased to announce the selection of Professor Roger Wolf as the recipient of the first annual Chief Judge Robert M. Bell Award for Outstanding Contribution to ADR in Maryland. Professor Wolf is the founding director of the Center for Dispute Resolution at the University of Maryland (C-DRUM) School of Law.

This award was created last year by the ADR section to honor the vision and accomplishments of Chief Judge Robert M. Bell, in promoting ADR in the Maryland judiciary, schools, government and communities. Recipients are nominated by their peers in the ADR community and chosen by committee review. The award will be given to Professor Wolf during the dinner program of the Business ADR

Conference, sponsored by the ADR section, on October 30th, 2007 at the BWI Marriott.

In announcing the award, former section chair Marc Baer wrote to Professor Wolf, "Your leadership and dedication is well recognized by the ADR community and transcends beyond Maryland. Your influence has touched countless numbers of judges, lawyers, law students, ADR practice groups, organizations, and people in conflict."

Professor Wolf served in the U.S. Peace Corps in Tunisia from 1962 to 1964. In 1967 he started the National Clearinghouse for Legal Services. Professor Wolf was a Reginald Heber Smith Fellow with the Washington, DC, Neighborhood Legal Services Program from 1968 to 1970.

Chief Judge Robert M. Bell ADR Award, continued...

He was director of the Columbus Community Legal Services and director of the Clinical Law Program at Catholic University from 1970 to 1973, and taught at the law school until 1978 when he left to farm and start a vineyard. He has been teaching at the University of Maryland law school since 1982, and is the past director of the Clinical Law Program at the law school. He currently directs the mediation clinic, teaches courses in dispute resolution, and directs the law school's Center for Dispute Resolution (C-DRUM).

Professor Wolf was the reporter for the Special Committee on Alternative Dispute Resolution of the Maryland State Bar Association, is past chair of The Section for Dispute Resolution of the State Bar and The

Baltimore City Bar, was appointed by Chief Judge Robert Bell of the Court of Appeals to the Maryland ADR Commission and is chair of the Professional Responsibility Committee of the Maryland Mediation and Conflict Resolution Office (MACRO) and a member of its executive committee.

Professor Wolf has extensive experience both as a trainer and a mediator. In 2004, he received the Leadership in Law Award from The Daily Record.



2007 Maryland Business ADR Conference First of its Kind in Maryland - Register Now !!!

For more than a year, the ADR section has been working hard to bring an innovative new ADR conference focused on the business community to Maryland. The result is the 2007 Maryland Business ADR Conference, with the theme of "Conflict Management: Making Business Better". On October 30th at the BWI Marriott Hotel, this conference will bring together some of the most talented ADR professionals from across the country to help businesses and their counsel to understand how ADR can better their bottom line.

It is important for section members to understand that this conference encompasses our annual meeting which is usually held in the spring. To enhance member participation, any section member who registers by October 15th may pay a reduced registration fee of \$150.00 for the day and evening sessions, rather than the \$200.00

advertised fee. Any section member who has already registered at the \$200.00 rate may contact MACRO for a refund or request that MACRO allot the \$50.00 overage to a scholarship fund for other attendees. ALSO – for attending the full day and evening programs you get your 8 hours of continuing education in ADR required by Title 17.

A copy of the program agenda detailing the specific sessions and presenters, keynote speaker biographies, and a registration form follows on the next pages. The section council though, would like very much to thank those who've worked so long to bring this conference to fruition, as well as the co-sponsoring organizations as listed on the program below. Not yet listed on the program is Bickerman Dispute Resolution Group who also joins us as a co-sponsor. Our thanks to all.

Join us on October 30th, 2007 at the BWI Marriott Hotel for the Maryland Business ADR Conference. "Conflict Management: Making Business Better" See pages 4, 5, and 6 for details.

Program Highlights

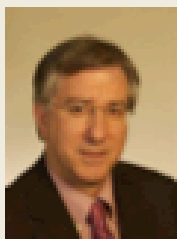
- Learn about leading practices in workplace, business, government, commercial and consumer dispute resolution programs
- Interact with nationally acclaimed judges, arbitrators, mediators, and business principals
- Discuss court systems and business processes that help resolve business conflicts
- Gather information on legal decisions, contract clauses, and ethical rules pertaining to business conflicts
- Hear remarks from Baltimore County Executive, James T. Smith, Jr., and keynote addresses from CPR President Kathleen Bryan and Ambassador Dennis Ross

Featuring Keynote Addresses By:



Kathleen A. Bryan
President and Chief Executive Officer
International Institute for Conflict Prevention & Resolution (CPR)

Kathleen A. Bryan was named President and CEO for CPR Institute in August 2006 and assumed the post in October 2006. Ms. Bryan has devoted her career to finding the most effective and imaginative resolutions for resolving business disputes. She developed "best-in-class" litigation management techniques and created a system of regional counsel firms across the country. She speaks frequently on various litigation topics, and has served as a subject matter expert for several publications, including *U.S. Business Litigation*. She also serves on the Board of Directors for the Constitutional Rights Foundation and the Illinois Civil Justice League.



Ambassador Dennis Ross
Counselor and Ziegler Distinguished Fellow
Washington Institute for Near East Policy

Ambassador Dennis Ross is The Washington Institute's Counselor and Ziegler distinguished fellow. For more than twelve years, Ambassador Ross played a leading role in shaping U.S. involvement in the Middle East peace process and dealing directly with the parties in negotiations. A highly skilled diplomat, Ambassador Ross was the U.S. point man on the peace process in both the George H. W. Bush and Bill Clinton administrations. He was instrumental in assisting Israelis and Palestinians to reach the 1995 Interim Agreement; he also successfully brokered the 1997 Hebron Accord, facilitated the 1994 Israel-Jordan peace treaty, and intensively worked to bring Israel and Syria together.

Who Should Attend?

Business, government, and non-profit organization executives and their counsel, human relations personnel, managers and others who handle and resolve conflicts.

Additional Support for This Conference has Been Provided By:

Alternative Resolutions
American Arbitration Association
Bodie, Nagle, Dolina, Smith & Hobbs P.A.
JAMS

Joyce Ann Mitchell & Associates, P.C.
Miles & Stockbridge P.C.
MSBA, Business Law Section

Program Agenda

9:00 — 9:30 a.m.	Registration
9:30 — 10:00 a.m.	Welcome and Opening Remarks <i>The Honorable Robert M. Bell, Chief Judge, Maryland Court of Appeals</i> <i>James T. Seib, Jr., Baltimore County Executive</i> Presentation of Maryland Proclamation
10:00 — 12:00 p.m.	Plenary Panel — Corporate Mediation: Evolving Expectations <i>John Bickerman, Bickerman Dispute Resolution Group; Kathleen Bryan, International Institute for Conflict Prevention & Resolution (CPR); Rachel Wohl, MACRO; Wilbur Hicks, International Monetary Fund with additional corporate counsel (ibid)</i>
12:15 — 1:45 p.m.	Luncheon and Afternoon Keynote <i>Kathleen A. Bryan</i> President, International Institute for Conflict Prevention & Resolution (CPR)
2:00 — 3:15 p.m.	Concurrent Sessions - A <ol style="list-style-type: none"> 1. ADR in Employment Litigation: What Cases are Best Suited, When and How to Use It <i>Joyce Mitchell, Joyce A. Mitchell and Associates, PC; Glendora Hughes, Maryland Commission on Human Relations; Tara Taylor, Maryland Commission on Human Relations; Denise Beas, US Equal Employment Opportunity Commission; J. Michael McGuire, Shawe & Rosenthal, LLP</i> 2. Judicial Perspectives on Business ADR <i>Douglas Bregman, Bregman, Berbert, Schwartz & Gilday, LLC; The Honorable Steven I. Platt (Ret.), with other Maryland judges (ibid)</i> 3. New Developments in Mediating Real Estate and Construction Disputes <i>Patricia "Trish" Miller, National Institute for Conflict Resolution; Lisa Cameron, Maryland Association of Realtors; Robert Carney, Whiteford, Taylor & Preston, LLP</i> 4. "Lessons Learned" From One Business Segment: Energy <i>Bob Fleishman, Covington & Burling, LLP; Duncan McKay, Northeast Utilities; Calvin Timmerman, Maryland Public Service Commission; Jean Baker, American Arbitration Association</i>
3:30 — 4:45 p.m.	Concurrent Sessions - B <ol style="list-style-type: none"> 1. Design the Forum for the Fuss: Building Dispute Resolution Systems for Businesses <i>Ellen Kowdell, Alternative Resolutions; Ted Gervert, Stop and Shop Supermarket Co., LLC; Deborah Manucci, American International Group</i> 2. Mediating with the 800lb Gorilla: ADR in Government Contract Disputes <i>Rickard Heisick, Office of the Montgomery County Attorney; Steven Skopiro, Resolution Matters; Edward Kitcher, ImMediate, LLC</i> 3. Ethical Quandaries in Business ADR <i>John Bickerman, Bickerman Dispute Resolution, PLLC; Michael Lewis, JAMS; Roger Wolf, Center for Dispute Resolution at the University of Maryland School of Law; Daniel Dozier, Press & Potter, LLC</i> 4. ADR Provider Organizations: What We Can Do For You <i>Jean Baker, American Arbitration Association; Kathleen Bryan, CPR; Kimberly Taylor, JAMS</i>
5:00 — 6:00 p.m.	Reception
6:15 — 9:15 p.m.	Presentation of The Honorable Robert M. Bell Award for Excellence in ADR Dinner and Evening Keynote <i>Ambassador Dennis Ross</i>

For More Information, contact:

The Maryland Mediation and Conflict Resolution Office (MACRO)
410-841-2260 or www.mdcourts.gov/macro

**Registration for the
Maryland Business ADR Conference**

CONFLICT MANAGEMENT: MAKING BUSINESS BETTER

*Presented by the MSBA's Alternative Dispute Resolution Section,
the Maryland Mediation and Conflict Resolution Office (MACRO), The International Institute for Conflict
Prevention & Resolution (CPR), and MICPEL*

October 30, 2007 -- 9:00 a.m. to 9:15 p.m.

BWI Airport Marriott

1743 West Nursery Road, Baltimore, MD 21240 • 410-848-8300, www.bwiairportmarriott.com

(Registration Form also available at www.micpel.edu and www.mdcourts.gov/macro)

<p>Please fill in the following information, only one per registration form: Please type or print clearly:</p> <p>Name _____</p> <p>Address _____</p> <p>Firm: _____</p> <p>Suite: _____</p> <p>City/State _____</p> <p>Zip: _____</p> <p>Phone: _____</p> <p>Fax: _____</p> <p>Email: _____@_____</p> <p>Course Code: 08-7721</p> <p>Pennsylvania and Virginia CLE credits may be available.</p>	<p>Please send or fax your registration with payment by check or credit card to:</p> <p>Maryland MACRO 908 Commerce Road Annapolis, Maryland 21401 Phone: 410-841-2260; Fax: 410-841-2261</p> <p><u>Make checks payable to MICPEL*</u></p> <p>___ Check/check number _____</p> <p>___ Charge ___ VISA ___ Master Card ___ AMEX</p> <p>Account Number: _____</p> <p>CVV Number: _____ (VISA & MasterCard last 3 digits on back of card; AMEX 4 digits on card front)</p> <p>Expiration Date: _____</p> <p>Name on Card: _____</p> <p>Signature: _____</p>						
<p>Deadline:</p> <p>Postmarked or Faxed by October 23, 2007 (last date for pre-registration – after 10/23, register on site)</p>	<p>Registration Fees:</p> <table border="0"> <tr> <td>Day Program and Dinner Keynote</td> <td align="right">\$200</td> </tr> <tr> <td>Day Program Only</td> <td align="right">\$150</td> </tr> <tr> <td>Dinner Keynote Only</td> <td align="right">\$100</td> </tr> </table>	Day Program and Dinner Keynote	\$200	Day Program Only	\$150	Dinner Keynote Only	\$100
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Day Program Only	\$150						
Dinner Keynote Only	\$100						
<p>TOTAL Payment enclosed:</p>	<p>\$ _____</p>						

Refunds will be granted by MICPEL up until Tuesday, Oct 23rd, minus a \$10 administrative charge.

*MICPEL is acting as Registrar for the event.
For further information, please call MACRO at 410-841-2260.

**Maryland State Bar
Association
Alternative Dispute
Resolution Section**

PHONE:
410-685-7878

FAX:
410-685-1016

We're on the Web!
See us at:
www.msba.org

Check Out the New Website

The ADR section list serve is getting more use, and the section council would like to see section members using it even more to get and receive information related to your practice from your peers. Over the last year, members have exchanged opinions about proposed rule changes, sought input on ethical issues, and suggestions for choosing out of state practitioners. The section has more than 400 members, so there is a lot of collective knowledge out there!

The section's website, available through the Maryland State Bar Association's homepage at msba.org, has been updated. It has a great deal of new information for practitioners and consumers. One of the most exciting new additions to the website is a video of one of the section's presentations made this

summer at the MSBA Annual Meeting in Ocean City. The presentation was a fun, interactive session entitled "ADR – Get to Know Me". In the video, real ADR practitioners demonstrate a variety of ADR processes with actors in a variety of conflicts. It's an excellent educational tool, which will allow viewers to really see the differences between mediation, arbitration, and a settlement conference, which is all too often a source of confusion and frustration amongst both practitioners and consumers.

The section thanks the Mediation and Conflict Resolution Office (MACRO) for awarding the grant that enabled the video to be produced, and Gore Brothers for doing such a great job with the production.

Calendar of ADR Events

October 18th: International Conflict Resolution Day

October 20th: Community Mediation Maryland (CMM) Second Annual Gala. 6-9 p.m. at the Banneker-Douglas Museum in Annapolis \$20.00 per person. 410-553-0206

October 22-25: MICPEL 40 hour Civil Mediation Training. University of Baltimore Business Center, 8 a.m. – 6:45 p.m.

October 30th: 2007 Maryland Business Alternative Dispute Resolution (ADR) Conference. BWI Marriott, 9 a.m. – 9:15 p.m.

November 15th: Association of Conflict Resolution MD Chapter Annual Meeting, Greenbelt, MD.

December 13th: MICPEL 8 hour Advanced Mediation Skills Seminar: Business and Technology Disputes with Prof. Roger Wolf, and the Honorable Albert J. Matricciani, Jr. 8 a.m. – 5:30 p.m. at the Maryland Bar Center