

Dominic Fulco III

P.O Box 76

West Mystic, CT 06388

(860) 543-1352

Email: dfulco@resolvedisputesadr.com

Website: www.resolvedisputesadr.com

Summary

Arbitrator and mediator establishing Resolve Disputes ADR, LLC in 2024 to provide independent arbitration and mediation services. Arbitrator for the American Arbitration Association (AAA) and privately since 1992.

Accomplished lawyer with the highest caliber rating for professional excellence in legal knowledge, communication ability and ethics by peer rating firm Martindale Hubbell ®. Strong analytical, written and oral advocacy and negotiation skills. Through August 2024, in the private practice of law representing clients in achieving effective and creative solutions in a wide range of cases including civil litigation and appeals and alternative dispute resolution at Reid and Riege, P.C. (www.rrlawpc.com). While with Reid and Riege, P.C. acted as in-house general counsel to the firm, provided legal counsel and risk management to the firm's lawyers.

Representative Cases As An Arbitrator

Arbitrator in a complex financial transaction case asserting approximately \$2 million in breach of contract and fraud claims, *William Clark, et al. v. OMG Holdings, LLC, et al.*, No. 17-CV-7233 KMK, 2020 WL 7058992 (S.D.N.Y. Dec. 2, 2020) (confirming Award of arbitrator). Arbitrator in a complex breach of contract case with claims in excess of \$1 million. Arbitrator in several cases involving breaches of agreements to purchase accounts receivable. Arbitrator in a breach of computer software subscription agreement. Arbitrator in several cases involving breaches of franchise agreements between franchisors and franchisees. Arbitrator in a case involving termination of partnership in a service business. Member of an arbitration panel in a dispute over withdrawal from a medical practice. Member of an arbitration panel in a dispute over rights and interests in a limited liability company. Member of an arbitration panel in a dispute regarding withdrawal from a veterinary medicine practice. Arbitrator in a dispute by consumer lessee of a vehicle against lessor for violation of the Consumer Leasing Act and Connecticut Unfair Trade Practices Act. Arbitrator in a dispute by consumer purchaser of automobile against dealer (seller) for violation of the Truth In Lending Act, Retail Installment Sales Financing Act and Connecticut Unfair Trade Practices Act.

Professional Experience In Private Practice (through August 2024)

Litigation. Trial practice in federal and state courts representing clients in diverse matters, including: business and commercial; corporate governance; consumer protection; employment; environmental; ERISA; fiduciary, probate and trust; franchise; insurance and reinsurance; non-profit; real estate; shareholder; tax; technology; trademark; and unfair business practices.

General Counsel. In-house legal advisor to Reid and Riege, P.C. and its attorneys on various matters including ethics, professional liability, compliance, risk management and employment. Responsibilities include engagement and management of outside legal counsel.

Dominic Fulco III
Resume, Page 2

Alternative Dispute Resolution. Advocate in numerous arbitration and mediation cases, representing clients including: a medical devices manufacturer in a breach of contract claim; a reinsurer in the defense of claims by an insurer; a major corporation in a complex breach of distributor agreement with claims in excess of \$2 million; a builder/developer in a breach of purchase and sale agreement for real estate; an individual accused of violating breach of covenant not to compete; and a trade show and conference promotor in a contract dispute over trade show accommodations.

Member of the commercial and consumer arbitration panels of the American Arbitration Association.

Appellate Advocacy. Prosecution and defense of appeals before the Connecticut Supreme Court, Connecticut Appellate Court, Second Circuit Court of Appeals and Federal Circuit Court of Appeals.

Additional Private Practice Areas (prior to 1999)

Corporate Law. Represented closely held stock corporations and non-profit corporations as counsel including the preparation of articles of incorporation, bylaws, minutes, and resolutions.

Financial and Real Estate Law. Represented businesses, financial institutions and individuals in: acquisition and sale of assets; commercial loan transactions, loan restructuring; creditors' rights in bankruptcy proceedings; and real estate transactions including purchase, sale and leasing.

Employment History

Founder, Resolve Disputes ADR, LLC, 2024
Of Counsel, Reid and Riege, P.C., February 1, 2024 – August 31, 2024
Shareholder, Reid and Riege, P.C., 1999- January 31, 2024
Founding Member, Baker & Fulco, 1993-1999
Partner, Ohrenstein & Brown (Hartford office), 1991-1992
Partner, Fulco & Graham (Hartford office), 1990-1991
Associate, Hebb & Gitlin, A Professional Corporation, 1984-1990

Education

Temple University (J.D., 1984)
Temple Law Review – Staff Member 1982-1983 and
Business Editor, 1983-1984
University of Hartford (B.A., magna cum laude, 1981)

Professional Licenses

Admitted to the Bar: Connecticut; U.S. District Court, District of Connecticut; Second Circuit Court of Appeals; Federal Circuit Court of Appeals; U.S. Tax Court

Dominic Fulco III
Resume, Page 3

Professional Associations

American Bar Association; Connecticut Bar Association; Hartford County Bar Association;
Arbitrator, American Arbitration Association

Recent Publication

“Other Discovery Rules and Devices (Chapter 11)”, *A Practical Guide to Discovery and Depositions in Connecticut*, Massachusetts Continuing Legal Education, 2011, 2013, 2018

Accolades

AV Preeminent® Rated by Martindale-Hubbell® (peer review)
National Academy of Distinguished Neutrals, Connecticut chapter for arbitration, 2024
Super Lawyers ® for business litigation, 2011-2016, 2018-2020, 2022-2024
The Best Lawyers in America ® 2025 for arbitration
James W. Cooper Fellow, Connecticut Bar Foundation
Inductee, East Catholic High School Hall of Fame, 2014

Community/Civic Involvement

Member, University of Hartford Board of Regents, 2007-2018;
Vice Chair, 2013-2018
Member, Board of Trustees, Foundation for the Advancement of Catholic Schools, 2003-present;
Vice President, May, 2008-2020.
Member, East Catholic High School Board, 2002-2011; Chairman, 2007-2011; Chairman,
Principal Search Committee, 2010-2011
Member, East Hartford Housing Code Board of Appeals, 2001-2011;
Chairman, 2006-2011
Member, East Hartford Redevelopment Agency, 1999-2005
Coach, Youth and American Legion Baseball, 1997-2006

Personal

Married to Ann Kennedy Fulco since 1984

DOMINIC FULCO III REPORTED DECISIONS

William Clark, et al. v. OMG Holdings, LLC, et al., No. 17-CV-7233 KMK, 2020 WL 7058992 (S.D.N.Y. Dec. 2, 2020) ¹

O.F. Mossberg & Sons, Inc. v. Timney Triggers, LLC, et al., 955 F.3d 990 (Fed. Cir. 2020)

Michael J. Ferri Trustee, et al v. Nancy Powell Ferri, et al., 326 Conn. 438 (2017)

Michael J. Ferri Trustee, et al v. Nancy Powell Ferri, et al., 476 Mass. 651 (2017)²

Scholastic Book Clubs, Inc. v. Commissioner of Revenue Services, 304 Conn. 204 (2012)

Connecticut Nat. Bank v. Rehab Associates, et al., 300 Conn. 314, 12 A.3d 995 (2011)

People's United Bank v. PeoplesBank, 401 Fed. App'x 607 (2d Cir. 2010)

Comprehensive Orthopaedics and Musculoskeletal Care, LLC v. Axtmayer, 293 Conn. 748, 980 A.2d 297 (2009)

Envirotest Systems Corp. v. Commissioner of Motor Vehicles, 293 Conn. 382, 978 A.2d 49 (2009)

Centimark Corp. v. Village Manor Associates Ltd. Partnership, 113 Conn.App. 509, 967 A.2d 550 (2009)

Upper Occoquan Sewage Authority v. Emcor Group, Inc., 86 Conn.App. 113, 861 A.2d 518 (2004)

Calabrese v. McHugh, 170 F.Supp.2d 243 (D.Conn. 2001)

In re Raytech Corp., 261 B.R. 350, 2001 (Bkrtcy.D.Conn. 2001)

PPG Industries, Inc. v. Webster Auto Parts, Inc., 128 F.3d 103 (2d Cir. 1997)

In re Thirteen Chapter 7 Cases of Former Trustee Germain, 182 B.R. 375 (Bkrtcy.D.Conn. 1995)

In re Dazic Controls Corp., 178 B.R. 328 (Bkrtcy.D.Conn. 1995)

Fulco v. Norwich Roman Catholic Diocesan Corp., 226 Conn. 404, 627 A.2d 931 (1993)

Baker v. Sun Refining and Marketing Co., 208 Conn. 801 (1988)

Baker v. Sun Refining and Marketing Co., 14 Conn.App. 804, 539 A.2d 1043 (1988)

¹ As the Arbitrator deciding the underlying case brought before the American Arbitration Association; decision upheld on appeal by the United States District Court for the Southern District of New York

² Supervisory counsel for appellants; no appearance filed