

James A. Shea, Jr., Esq.

<https://milesmediation.com/ neutrals/jim-shea>

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Current Employer – Title Miles Mediation & Arbitration, Mediator and Arbitrator

Work History

Mediator & Arbitrator, Miles Mediation and Arbitration, 2022 – Present; Mediator, Arbitrator & Umpire, Guidant Legal Solutions, PLLC 2020 - Present; Chief Legal Officer & Chief Risk Officer, Adcomm, Inc. 2013 – 2024; Litigation Partner, Shell, Fleming Menge & Davis 2005 - 2013; Associate, Galloway, Johnson Thompkins, Burr & Smith 2003 - 2005; Associate, Parks, Chesin, Walbert & Miller 2001 – 2003; Owner, James A. Shea, Jr. P.C. 1995 – 2001; Associate, Germano, Kimmey & Cheatwood 1990 - 1995

Alternative Dispute Resolution Experience - Neutral

Mediation - Experience includes: *Construction* (construction defect, breach of contract, delay, professional negligence, negligence, and lien foreclosure) in commercial, residential (hi-rise, multi and single family) and roadway projects; *Commercial* (breach of contract, subrogation); *Employment* (discrimination, wrongful termination, and whistleblower); *Insurance* (first-party wind, flood, product failure, and bad faith); and *Torts* (professional negligence, automobile, and premises liability).

Arbitration - Experience includes: Florida Circuit Civil Non-Binding Arbitrations (construction, commercial, insurance, personal injury and med mal/wrongful death) and AAA Consumer Arbitration Claims (telecom, auto finance and consumer credit).

Legal Experience

Over thirty years' experience, including over 11 years as Chief Legal Officer and Chief Risk Officer for a nationwide fulfillment, installation and field services company in the telecommunications, fiber and consumer electronics industries. Practice areas included commercial, construction, employment, insurance, and torts. Represented businesses and individuals, both plaintiffs and defendants, in state and federal litigation, including jury trials and appeals, as well as ADR proceedings.

In-house and private practice experience includes:

CONSTRUCTION: Represented clients in commercial and residential construction matters, including drafting and negotiation of contracts, prosecution/defense of materialmen's liens, litigation of contract, construction defect, property damage, indemnity, subrogation and bond claims. Clients included GCs, A&E professionals, subcontractors (including roofing, windows, stucco, waterproofing, electrical, and painters) homebuilders, fiber and utility location companies. Construction defect litigation ranged from hi-rise condominiums to medical facilities to single family residences.

COMMERCIAL: Drafted, negotiated and litigated a variety of commercial contracts and disputes, including Installation Agreements, MSA, SOW, Distribution, Subcontracts, SaaS, Lead-Gen, Marketing Agreements, I/O, Connectivity, Affiliate Sales, Commercial Leases, Financing, Privacy and Cybersecurity Protocols, Unfair Trade Practices, and Indemnity.

EMPLOYMENT: Broad range of experience includes providing advice and conducting successful litigation or arbitration of FLSA, Title VII, ADEA, FMLA, ADA, sexual harassment, wrongful discharge, retaliation, employment agreements, and workers'

compensation claims. Handled or oversaw the defense of individual and class FLSA actions and PAGA collective actions. Provided day-to-day preventive counseling, including in such areas as hiring, discipline and termination of employment, internal investigation and response to EEOC, FCHR and OSHA charges.

INSURANCE: Oversaw acquisition and maintenance of insurance portfolio for all companies. Also litigated insurance coverage disputes, including first party residential and commercial disputes, professional negligence, and subrogation claims. First-party matters include coverage of water, hurricane, tornado, fire, flood and lightning damage claims.

TORTS: Represented clients in various negligence-based claims ranging from wrongful death/medical malpractice, premises liability/negligent security, roadway design, automobile accidents and prescription misfills.

Alternative Dispute Resolution Training

Florida Supreme Court Certified Circuit Civil Mediator Training (2011, 2021); Florida Certified County Court Mediator Training (2012, 2021); Florida Supreme Court Approved Arbitrator Training (2018); Alabama Mediation Training (2020); Umpire Certification, Windstorm Network (2011); American Arbitration Association Consumer Panel Arbitrator Training (2021)

Professional License(s)

State Bar of Georgia (1990); The Florida Bar (2003); Alabama State Bar (2005)
Florida Supreme Court Certified Circuit Civil Mediator (2011 lapsed, 2021 recertified)
Florida Supreme Court Certified County Court Mediator (2021)
Florida Supreme Court Approved Arbitrator Training (2018)
United States District Court, Middle District of Florida – Certified Mediator

Professional Associations

Florida Bar Association – ADR Section Member
Georgia Bar Association – ADR Section Member
Saint Petersburg Bar Association – ADR Section, Vice Chair (2022), Chair (2023 and 2024)
American Bar Association –ADR Section Member, Forum on Construction Law Member

Education

Juris Doctorate, Emory University School of Law - 1990
Bachelor of Arts, History, *cum laude*, Boston College – 1987

Publications

Litigation versus Arbitration for Sexual Harassment & Discrimination Claims, 2022
Mediation And Arbitration Of Subcontractor Wage Claims, 2022
Preparing For Mediation Success, 2024

Speaking Engagements

Mediation Ethics Discussion: Recent MEAC Opinions and Their Implications for Practicing Mediators, SPBA - 2022
Keys to Successful Mediation, FL NELA - 2023

MEDIATION/ARBITRATION HOURLY RATES:

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