

MEDIATOR / ARBITRATOR / REFEREE / JUDGE PRO TEM / SPECIAL MASTER

JOHN ADAM KERNS, JR., ESQUIRE

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Education:

Temple University – BBA (Economics) '69, JD '76, MBA (Marketing) '77 & completed 2/3rds LLM (Labor).

Admitted

Pennsylvania, Supreme Court of the United States, 3rd Circuit Court of Appeals and USDC–EDPA.

Employment:

Law School – Senior Law Clerk – Philadelphia **U.S. Attorney's Office** (1974-1976). Law Clerk – **Judge Ethan Allen Doty** – Supervising Judge – Compulsory Arbitration Program – Philadelphia Court of Common Pleas (1977-1983); and **Judge Joseph I. Papalini** (1992). Represented Plaintiffs – associated with **Milton M. Borowsky** (Admiralty/Airplane Crash Litigation). Represented Defendants – Staff Counsel – **Allstate** and **Fireman's Fund** Insurance Companies and as **Deputy City Solicitor** – City of Philadelphia (**Major Trial Division**). He has litigated thousands of Negligence, Automobile, Slip & Fall, Dog Bite, Product Liability, Medical and Veterinarian Malpractice, Construction, Admiralty, Civil Rights, Municipal Tort Claims Act, Worker's Compensation, No-Fault, Errors and Omissions and Traffic Court matters.

Professional Affiliations:

Past/Present member – **Fellow-Academy of Court Appointed Masters (ACAM)**; **Fellow Candidate – CIArb; SPIDR/ACR; PA Counsel of Mediators; NJ Association of Professional Mediators; MD Counsel for Dispute Resolution; DE Federation for Dispute Resolution**. Various Dispute Resolution Committees – ABA/Federal/State/County Bar Associations and **Maryland Dispute Resolution Commission – Professional Responsibility Committee. Pennsylvania Joint State Government Commission – Advisory Committee ADR**.

Neutral Services:

Judge Pro Tempore (1996-Present), **Settlement Master** (1992-1996) - Philadelphia Court of Common Pleas;
Referee: Private Adjudication Center, Inc. (**PAC**) **Dalkon Shield** Claimant's Trust Arbitration Program – Duke University School of Law (1995-1997). **Condemnation Commissioner:** Delaware Superior Court – Kent County (2000 – Present)

Arbitrator (only): over 2,000 cases – (PA, ME, NH, VT, MA, RI, NY, NJ, MD, DE, VA, WV, NC, SC, GA, FL, AL, MS, MI, OH, IN, ND, MN, WI, IA, NE, OK, MO, KS, LA, TX, UT, CO, AZ, NV, WA, OR, CA & AK) Plaintiff/Neutral/Defense Arbitrator – **Uninsured/Under-Insured Motorist** cases (Appointed – Court Order or by agreement), American Arbitration Association (**AAA**) (Commercial/Construction)(1985-2001), American Stock Exchange (**AMEX**), Philadelphia Stock Exchange (**PHLX**), Chicago Board Options Exchange (**CBOE**), Chicago Mercantile Exchange (**CME**), New York Mercantile Exchange (**NYMEX**) and National Futures Association (**NFA**).

Arbitrator and Mediator: THE PEACEMAKERS (2000 –2004); National Arbitration Forum (**NAF**), **Resolute Systems, Inc.**; **Resolution Resources Corporation, Atlanta GA, Settlement Systems, Inc.**; U.S. Arbitration & Mediation of the Northeast, Inc. (Trained – Basic/Advanced Mediator) (also Neutral Evaluator) (Representative 1991, Director of Mediation 1993-1998) (1988-2000) (**USA&M**); National Association of Securities Dealers (Trained – Panel/Chairperson) (**NASD**); New York Stock Exchange (**NYSE**)(Trained); Pacific Stock Exchange (**PSE**) and Pennsylvania Bar Association – Lawyer Dispute Resolution Program (Trained) (**LDRP**) (Law Firm Breakup/Fee Disputes Between Attorneys) (Project Director 1991-1993); **USDC-EDPA** and Philadelphia Court of Common Pleas.

Mediator (only): almost 1,700 cases – (PA, CN, NY, NJ, MD, DE, VA, WV, NC, SC, GA, FL, AL, MS, LA, MI, OH, IN, IL, MN, WI, IA, TN, OK, TX, WY, CO, NM, NV, CA & District of Columbia) **ADR Associates (Consumer Healthcare); ADR Systems of America; Good Shepard Mediation Program; Healthcare Resolutions (Med-Mal); National Mediation; USCA-FC; USDC–NDIL – Lanham Act Trademark Cases; Bankruptcy Court – EDPA, SDNY, EDNY, NJ, DE (& USDC) & MD; Equal Employment Opportunities Commission (Trained) (EEOC – Office of Equal Opportunity, Philadelphia, Atlanta, Charlotte, New Orleans, Albuquerque, Los Angeles, Birmingham & Washington, DC Offices); United States Postal Service – REDRESS PROGRAM (Trained) (USPS – Allegheny, NY, Capital, Mid-Atlantic & Southeast Regions); U.S. Department of Justice (DOJ) through the Keybridge Foundation (Trained) – The Americans With Disabilities Act (ADA); National Archives & Records Administration; The Resolution Group, Dallas, TX; Surface Transportation Board; USDA-Rural Development – PA, NJ & DE; World Bank Group (Trained) (WBG) and Philadelphia Bar Association – Lawyer/Fee Dispute Program**. In addition, he has assisted in and trained over 200 Mediators and has served as an Instructor to thousands of Judges, Court Administrators, Attorneys, Risk Managers and Claims Representatives in the Mediation Process, Negotiation Skills and Ethics.

State Certifications/Approvals - Mediation: DE (Superior/Chancery Court – All Counties); MD (Circuit Court & Baltimore City/County Orphans Court); NJ (Superior Court – All Counties), NY (Supreme Court Commercial Division – Manhattan) and PA (Common Pleas Court – Philadelphia). (As of 11/22/2011)