

SCOTT S. BRINKMEYER

Scott S. Brinkmeyer, Esq., PLC

1507 Riverton Avenue SE, Grand Rapids, MI 49546

Phone: 616-481-9166 Email: sbrinkmeyer1@gmail.com

GENERAL

Immediate past chair of the Alternative Dispute Resolution Section of the State Bar of Michigan. Member of the National Panel of Civil Neutrals of the American Arbitration Association since 2004, and a Michigan Supreme Court approved facilitative mediator listed for appointment in numerous state circuit courts. Past president of the State Bar of Michigan, past president of the Western District of Michigan Federal Bar Association, and former chair of the State Bar of Michigan Representative Assembly and Board of Commissioners. Adjunct professor of law since 2011, teaching Pre-trial Skills and Negotiation Skills at Western Michigan University T.M. Cooley Law School. Has been listed in *Best Lawyers in America* (Arbitration and Commercial Litigation), *Leading Lawyers, Michigan Superlawyers, Who's Who in American Law, Who's Who in America*. Martindale Hubbell Peer Rating of AV- Pre-eminent.

LEGAL BACKGROUND AND EXPERIENCE

Professional Work History: Owner: Law Office of Scott S. Brinkmeyer, Esq., PLC 01/01/2019 - Present; Partner/Owner: Mika, Meyers PLC, 1975-2019. Retired from the Mika Meyers firm to focus specifically on arbitration, mediation and business dispute consultation and resolution. Specialized as a trial lawyer and litigator handling a variety of complex civil litigation representing national corporations, mid-sized and small businesses, and individuals in federal and state courts throughout Michigan. Currently concentrates practice as an ADR provider in the areas of commercial and real estate disputes, insurance, environmental, and products liability/negligence/tort litigation.

Alternative Dispute Resolution Experience: Serves as arbitrator and mediator, chaired and served on three-member panels, as a solo arbitrator and facilitative mediator in scores of cases arising in federal and state jurisdictions in Michigan and throughout the country, including Arkansas, Illinois, Indiana, Missouri, New Jersey, New York, Ohio, Texas and Washington.

Commercial: breach of contract, fraud and misrepresentation, business torts, breach of fiduciary duties, business interference, trade secrets and I.P., franchising, accountings, promissory estoppel, breach of warranty, partnership & shareholder/director disputes, retaliatory and wrongful discharge, non-compete cases; and assorted business disputes.

Real Estate: commercial leases, constructive eviction, timeshares, boundary, ownership and title, adverse possession, purchase agreements, mortgages/land contracts, nuisance, and trespass.

Insurance: policy interpretation, GCL, E&O, D&O, professional liability, property loss, condominium coverage, FCIC crop coverage and related issues.

Environmental: pollution and associated damage, response costs, corporate liabilities, including a \$400 million environmental corporate liability allocation suit, effects of mergers, acquisition, spin-offs and dissolution, contribution and indemnity.

1. **Tort:** mesothelioma and asbestos claims, premises liability, miscellaneous wrongful death, personal injury and tort claims.

Professional Admissions: State Bar of Michigan; U.S. District Court for the Western District of Michigan; U.S. District Court for the Eastern District of Michigan; Sixth Circuit U. S. Court of Appeals; U.S. Supreme Court.

Education: St. Louis University (JD - 1975); DePaul University Graduate School of Business (MBA program -1971-72); DePaw University (BA- 1971)

ADR Education/Training: Advanced ADR Training, State Bar of Michigan ADR Section Annual Conference, 2020; Arbitration AAA Alternative Dispute Resolution Training: ACE - Cyber Security: A Shared Responsibility, 2020; AAA ACE19 Case Finances: What Arbitrators Need to Know, 2019; Arbitrator Performance and Demeanor ~ Meeting Participant Expectations, 2018; Advanced Mediator Training, 2018; AAA Addressing the Challenges of Demanding Arbitrations: Part 2 ~ The Hearing Phase, the Award, and Beyond, 2017; AAA Arbitration Awards -Safeguarding, Deciding and Writing Awards ACE01, 2016; AAA Chairing an Arbitration Panel: Managing Procedures, Process & Dynamics 2015; AAA Exercising Arbitrator Discretion: A Look at Some Best Practices, 2015; Advanced Mediation Training, 2014; AAA Maximizing Efficiency & Economy in Arbitration: Challenges at the Preliminary Hearing, 2013; ICLE Advanced Mediation Training, 2012, 2010; AAA Commercial Arbitrator II Training: Advanced Case Management Issues, 2006; Center for Public Resources, U.S. District Court for the Western District of Michigan, Advanced Mediator Training, 2005, 2006; Advanced Negotiation and Dispute Resolution Institute Training, 2006; AAA Arbitrator I Training - Fundamentals of the Arbitration Process, 2004; Institute of Continuing Legal Education, 40-Hour General Civil Case Mediator Training, 2004; Institute of Continuing Legal Education/ADR Section, State Bar of Michigan, Advanced Negotiation and Dispute Resolution, 2004; Conference on Dispute Resolution, 1999.