

Barry C. Brown, Arbitrator

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PROFESSIONAL AFFILIATIONS:

NAA; IRRA; AAA; FMCS; MERC; FMB; WERC; Michigan State Bar Assn – Employment and Labor Law Section (Former Chair); Ingham County Circuit Court – Employment Case Mediation Panel; International Association of Labor Government Officials (IAGLO) (Former President).

EDUCATION:

Wayne State University (B.S. Business Administration – 1953, J.D. with Distinction 1956)

EXPERIENCE:

National Advisory Commission on Occupation Safety & Health (1970-76); Director, Michigan Dept. of Labor (1970-76); Commissioner, Michigan Employment Security Commission; Adjunct Law Professor (Labor Law and Arbitration) Cooley Law School (1988 to present); Part-time Instructor, Wayne State University (1958-1969)

INDUSTRIES:

Aerospace; airlines; advertising; agriculture; aluminum; automotive; bakery; banking; beverage; building products; brewery; broadcasting; canning; cement; chemicals; clothing; coal; communications; construction; dairy; distillery; education; electrical equipmt./applian.; electronics; entertainment/arts; feed & fertilizer; food (manu./proc./service); foundry; furniture; glass/pottery; grain mill; health care; hotels/motels/casinos/resorts; hospitals/nursing home; iron; lumber; machinery; maritime; meat packing; metal fabrication; mining; nuclear energy; office workers/clerical; organizations; packaging; paint and varnish; petroleum/petrochemicals; pharmaceuticals; plastics; plumbing; police and fire; printing and publishing; prison guard; pulp and paper; railroads; real estate; refrigeration/hvac; restaurants; retail stores; rubber/tire; shipbuilding/dry-dock; sports; steel; stone/quarry; textile; tobacco; transportation; trucking and storage; upholstery; utilities; warehousing.

ISSUES:

Affirmative action; absenteeism; arbitrability; bargaining unit work; conduct (off-duty/personal); demotion; discipline (non-discharge); discipline (discharge); age discrimination; disability discrimination; race discrimination; sex discrimination; religion discrimination; national origin discrimination; drug/alcohol offenses; bonus; holidays; insurance; leave; vacation; health/hospitalization; hiring practices; job performance; job posting/bidding; jurisdictional dispute; layoffs/bumping/recall; management rights; official time; past practices; pension and welfare plans; promotion; retirement; safety/health conditions; seniority; sexual harassment; strikes, lockouts, work stoppages, slowdowns; subcontracting/contracting out; tenure/reappointment; union security; cost-of-living pay; holiday pay; incentive pay; job classification & rates; merit pay; overtime pay; severance pay; vacation pay; work hrs/scheds/assgnmts.; working conditions/work orders; violence or threats.

PERMANENT PANELS:

Dow Chemical-USWA; The University of MI-AFSCME; City of Detroit-DPOA, Inc.; State of MI-UAW; State Judicial Council-Government Admin. Assn.; Central MI University-Faculty Assn.; Oakwood Hospital-AFSCME; State of MI-AFSCME; MGM Grand Casino-UAW; State of MI-MPES; General Mills-Grain

Millers Union; Jackson Public Schools-JCEA; Consumer's Energy-MI State Utility Workers Council; Detroit Newspapers-IBT.

ARBITRATION ROSTERS:

American Arbitration Association (AAA); Federal Mediation and Conciliation Service (FMCS); Michigan Employment Relations Commission (MERC); Federal Mediation Board (FMB); Wisconsin Employment Relations Commission (WERC).

PUBLISHED CASES:

"State Plans Under OSHA" (Duke Univ. Law Journal, 1974); "AERC Report" (Mich. Civil Service Commission, 1973); "Handicappers Rights in Arbitration" (De Paul Law Review, 1978); and "Discrimination Cases in Arbitration" (Mich. Bar Journal, 1984); "Activist Arbitration" (NAA Chronicle, 1991); "Discrimination Issues in Arbitration" (Labor and Employment Law Notes (1992).

FEES:

PER DIEM FEE: \$1,000.00; **DOCKETING FEE:** \$100; **CANCELLATION FEE:** (See Below)

Grievance Arbitration: The fee is \$1,000 per day for hearing, and for research and preparation of the opinion and award. Two study days per one (1) day of hearing is standard unless less writing and research time is warranted. A hearing day is any portion of a day up to eight hours.

Cancellation Policy: After a hearing has been scheduled and the parties agree to withdraw/postpone/cancel the hearing, the following will apply: (1) Per-diem fee will be charged for a hearing that it withdrawn/canceled/postponed within 21 days of hearing; 1/2 per-diem fee will be charged if withdrawn/canceled/postponed after hearing is set. The fee will be split between the parties unless the parties agree otherwise.

Interest Arbitration, Fact-finding and Labor Mediation: Arbitrator charges \$1,000.00 per day (for up to 8 hours). The arbitrator charges \$1,000.00 per day for research, preparation and study time.

Travel Time: Arbitrator charges per diem fee for any portion of a travel day up to eight hours.

Expenses: Arbitrator charges actual cost of reasonable expenses, including airfare, car rental, parking, meals, lodging and travel time when warranted. Arbitrator charges actual expenses for copying, phone, postage, and administrative assistance. Automobile mileage is currently charged at \$.70 cents per mile.

Detailed fee schedules will be forwarded to parties immediately upon selection.