

## **MICHAEL CAPONE, ESQ.**

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### **RELEVANT EXPERIENCE**

#### **Arbitrator and Mediator**

**December 2010 – present**

Professional neutral concentrating in the arbitration and mediation of labor and employment disputes. Alternative dispute resolution including grievance arbitration, employment arbitration, mediation, facilitation and fact-finding.

#### **MTA Long Island Rail Road and Long Island Bus**

**1987- 2011**

- Directed and managed grievance arbitration and contract negotiations at all levels for both agencies.

#### **Transport Workers Union Representative (Bus Operator) 1981-1987**

- Held shop steward, executive board, and trustee positions. Regularly represented bus operators in grievance/disciplinary hearings, conferences and arbitrations.
- Advised the president on all matters, including collective bargaining and contract interpretation.

### **EDUCATION**

- **Touro College Jacob D. Fuchsberg Law Center**, Huntington, NY  
Juris Doctorate: May 1995 Honors: Academic Excellence Award  
Activities: Alternative Dispute Resolution Club
- **State University of New York**, Old Westbury, NY  
B.A. Economics 1980 Honors: Academic Achievement Award, Dean's List

### **CERTIFICATIONS**

- Law New York 1996
- United States District Court for the Eastern and Southern Districts

### **PROFESSIONAL AFFILIATIONS & TRAINING**

- Completed Mediation Training, Community Mediation Center, Coram NY
- Member, New York State Bar Association: Law and Employment Section

### **INDUSTRIES**

Transportation, Railroads, Police and Fire, Airlines, Airport Maintenance, Private Sector Manufacturing.

### **ISSUES**

Absenteeism; Bargaining Unit Work; Conduct (off-duty/personal); Demotion; Discipline (Discharge/Non-Discharge); Race, Sex, Drug/Alcohol Offenses; Holidays; Leaves; Grievance Mediation; Job Performance; Jurisdictional Disputes; Management Rights; Past Practice; Safety/Health; Seniority; Sexual Harassment; Overtime Pay; Work Hours; Scheduling, Assignments; Working Conditions; Job Classification.

**ARBITRATION ROSTERS**

National Mediation Board

New York State Public Employment Relations Board (Private Sector Pro Bono Panel)

*References and writing samples furnished upon request*