

Arbitrator/Mediator Profile
PAUL H. LAMBOLEY

Contact Information:

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Occupation: Lawyer/Arbitrator/Mediator/Judge Pro Tem

Education: Univ. of Notre Dame (B.S. '62), Univ. of Wisconsin (J.D.'67)

Admitted: WI and NV (State and Federal Courts), U.S. Courts of Appeals (1st, 4th, 5th, 6th, 8th, 9th and D.C. Circuits) and U.S.Sup.Ct.

Mediation, Arbitration and other ADR/Neutral Experience.

As arbitrator: disputes involving complex commercial contracts, labor and employment, rail and airline industry rules, securities and investments, insurance, personal injury, property damage, product liability, business and construction issues.

As hearing officer: disputes involving state employees labor/employment disciplinary grievances

As mediator: disputes involving labor/employment, foreclosure, and commercial issues

As judge pro tem: jury and/or bench trials in civil and criminal (misdemeanor) proceedings

As ICC Commissioner: appellate review of labor protection arbitration decisions and awards in ICC appeal process, mediator in national rail labor-management dispute.

As lawyer: represented interests in mediation, arbitration or med-arb of various labor/employment (rights and interest) and/or commercial disputes.

Employment: **Law Offices of Paul H. Lamboley, Lawyer/Arbitrator/Consultant:** (1990-)

Offices - Washington, DC (1990-2004), Reno (1990-) and Las Vegas, NV (2006-)

Arbitrator: Selected by private parties, agencies and court-annexed arbitration programs.

Hearing Officer: Selected by parties from Nevada Department of Personnel Roster

Mediator: Selected by private parties and Nevada Foreclosure Mediation Program.

Judge Pro Tempore: Selected by 8th Judicial District Court (Clark County) Short Trial Program (STP)

Lawyer: Practice concentrating on transportation, antitrust, energy, environment, commercial and trade-related issues; trial, appellate and administrative forums. General Counsel for transportation trade association. (1990-2000)

Consultant/expert witness: transportation/economic regulation.

Adj. Professor/Lecturer: labor/employment law, ADR, transportation law and regulation.

Interstate Commerce Commission -Washington, D.C. Commissioner: (1984-1990) (Vice Chairman –1987) (Presidential nominations/Senate confirmations-two terms.) Complex adjudications and rule-makings involving inter- and intra-state rail, motor, water and pipeline transportation; responsibility for agency management, personnel and budget. Significant decisions in major rail mergers/acquisitions, anti-trust investigations, labor protection, rate and access cases, railroad restructuring and related energy and environmental issues. Extensive Congressional and intra-government relations. Security clearance. Special activities: inter-agency liaison for civil and military emergency preparedness programs (FEMA-MTMC); chair of joint transportation/insurance industry task force investigating liability insurance, mediator in rail labor-management disputes; and coordinator of intermodal group from ICC/FMC/MARAD-DOT.

Law Offices of Paul H. Lamboley – Reno, NV – Lawyer (1968-84)

Civil and criminal practice: anti-trust and commercial/business law, banking and finance, bankruptcy, construction, real estate and zoning, personal injury/workman's compensation, labor and employment law, felony/misdemeanors.

Expertise: labor/employment law, formation/organization/representation/elections, CBA negotiation/administration, ADR interest and rights disputes; mediation, arbitration, med/arb procedures, and related litigation in private and public sectors under Federal and State laws in courts and agencies. Industry experience includes transportation, building and construction trades, manufacturing and mining, grocery retail and meat, hotel and entertainment, hospitals and healthcare, K-12 and higher education professional and non-professional service, uniformed and civilian government service. Counsel for employee benefit trust funds.

Pro bono: counsel and trustee for Washoe Legal Services and W.A.R.C..

Litigation: Federal and State courts and administrative agencies, including jury trials in criminal and civil cases.

Appeals: Federal and State courts of appeal, including Supreme Courts (Nevada, California and United States).

Panel Memberships for Arbitrator and/or Mediator Appointments:

National Mediation Board (NMB), National Association of Railroad Referees (NARR), Financial Industry Regulatory Authority (FINRA), American Arbitration Association (AAA) (labor panel 1970's-resigned for active advocacy practice 1973), American Health Lawyers Association – ADR Panel (AHLA), Nevada Supreme Court, and 1st, 2nd, 8th and 9th Judicial District Courts (Court-annexed Arbitration Program), 8th Judicial District Court Short Trial Program (STP), Nevada Foreclosure Mediation Program (NFMP), Nevada Department of Personnel (NDOP).

Related CLE Programs: National Academy of Arbitrators (NAA) (annual meetings 2007, 2009, 2010 and 2011); NARR (annual meeting 2011) NASD/FINRA new panel member (1999) and new chair (2002) training, expungement rule (2004), code revisions and updates online (2007-); Court and State Bar sponsored “short-trial” programs (2005, 2010) SBN arbitrator training program, (2007); NFMP mediator training programs (2009, 2010, 2011).

Professional Appointments (Nevada):

Judge Pro Tem: 8th Judicial District Court – Clark County, Las Vegas, NV (2010-)
Reno Municipal Court (1977, 1978)

Commissioner: State of Nevada Commission on Ethics (2009-)

Special Counsel: U.S.D.Ct. (NV) Prison Reform Proceedings (1978)

Special Counsel: NV S.Ct. Post-Conviction Writs (1970-71)

Law Clerk: Justice David Zenoff, Nevada Supreme Court (1967-68)

Academe Appointments: (Adj. Professor/Lecturer)

Labor/employment law, arbitration: Georgetown Univ. (Business School, Adjunct 1991, 1992,); Stanford Univ. Law School (Guest lecturer 1982, 1983), Univ. of Nevada-Reno (lecturer 1981, 1983);

Economic regulation, adminlaw/procedure and transportation law: Georgetown Univ. Law Center (Guest lecturer 2000); Ohio State Univ./Unv. No.Florida (Logistics Seminars-Lecturer 1997); Unv. Notre Dame (Economics Dept.-Guest lecturer (1987-89); Unv. Notre Dame (Economics Dept.-Guest lecturer 1987-89); Unv. of Wisconsin (Business School, Guest lecturer 1986-90);

Administrative law and procedure: Office of Personnel Management (OPM) Senior Executive Program-Kings Point, NY, (Visiting Faculty 1985-87);

Criminal law and procedure: Unv. of Nevada-Reno (Adjunct 1977, 1978).

Conditions of Appointment for ADR activity:

For any selection or appointment to act as a dispute resolution neutral, the codes of professional ethics governing judges, arbitrators, mediators and/or lawyers will apply. Unless otherwise restricted by law or the parties, multiple and/or concurrent appointments as neutral in other cases may be accepted. In the event a reasoned, written opinion is requested or required by law, a transcript will normally be required.

Fees and Expenses Generally:

Unless otherwise restricted or agreed, and depending the nature of dispute or proceeding, fees will generally be \$1200.00 per 8-hour day or part thereof spent in hearing or mediation of the merits of dispute, exclusive of travel to and from sites. Review and preparation of written award and/or decision will be at a pro-rata per diem rate. Expenses charged for travel will be actual costs or IRS mileage rate for personal auto, for transcripts/record will be actual costs, and a cancellation fee of \$400.00 may be charged if cancellation occurs within 7 days of hearing date. If required or as permitted, decision and/or award may allocate fees and expenses jointly and severally among or between the parties.

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