

Email: donald.g.russell@att.net

Present Occupation: Arbitrator and Mediator

First Business Address:

6137 Crawfordsville Road, #361
Speedway, IN 46224
Phone: (317) 753-4788
Fax: (317) 328-8956

Second Business Address:

344 Leffingwell Avenue
Kirkwood, MO 63122
Phone: (317) 753-4788
Fax: (317) 328-8956

PROFESSIONAL AFFILIATIONS:

National Academy of Arbitrators
American Arbitration Association

Indianapolis Bar Association
Indiana Auctioneers Association

EDUCATION:

JD Law	1967	Indiana University School of Law - Indianapolis
BA Government	1963	Indiana University
Attended	1960	Washington University (St. Louis, MO)

CERTIFICATIONS:

Admitted to bar	Supreme Court of Indiana	1967
	U.S. Dist. Court (S.D. Ind.)	1967
	U.S. Court of Appeals (7th Cir.)	1970
Mediation certified	Supreme Court of Indiana	1992
Registered	Central Contractors Registry	2009

ARBITRATION/LABOR RELATIONS EXPERIENCE:

1977-Present: Arbitrator and mediator. Arbitrate labor, insurance and securities cases. Admitted to AAA labor panel in 1980 and FMCS labor panel in 1982. Admitted to NASD panel in 1994. Written more than 300 decisions. Mediate Indiana and Ohio teacher bargaining impasses, fact-finding and interest arbitration in Ohio and under Urban Mass Transit Act. Serve on several union-company permanent panels and government agency panels. 1973-2000: Served as Executive Director for the Indiana Education Employment Relations Board hiring, training, evaluating, assigning, and supervising administrative law judges for unfair labor practices, mediators and fact-finders for contract negotiation impasses, and hearing officers/election supervisors for bargaining unit determinations and elections. Still mediate, fact-find, and hear unfair practices for IEERB. 1968-1973: General practice of law with emphasis on trial work, labor and employment law. 1966-1968: Law clerk to Honorable James E. Noland, U.S. Dist. Ct., S.D. Ind. 1965-1966: Bailiff and law clerk in Marion County Municipal Court 7. 1961, 1963-1965: City desk reporter for The Indianapolis Times. 1960: Auto worker and 1958-1959: electroplater.

INDUSTRIES:

Auto, bakery, chemical, coal, containers, credit unions, dairy, education (universities and K-12 local), federal sector griev., food processing/service, foundry, furniture, hospital/nursing home, hotel/restr., local government, machinery, manufacturing (many kinds), metal fabrication, mining, organ., plastics, police and fire, printing and publishing, public sector grievance, public sector interest arb. and fact-finding, pulp & paper, retail stores, rubber/tire, service, steel, transportation, truck & storage, utilities, warehousing and others.

ISSUES:

Absenteeism, alc & drug abuse, arbitrability, work-assign., barg unit work, classification, demotion, disability, discharge, discipline, discrim., dress code, evaluations, environmental pay, health & welfare, holidays & holiday pay, job class, job evaluation, job posting & bidding, jurisdiction, layoff, just cause, bumping & recall, mgmt rights, no-fault and zero tolerance policies, overtime/overtime pay, poor workmanship, past practice, rate of pay, RIF, scheduling work, seniority, transfer, work performance, other, AWOL, contracting out, insubordination, promotions, sick leave, wages, grievance mediation.

PERMANENT PANELS:

AK Steel / AEIF

Goshen Rubber / USWA, Local 650-L

UGIMAG / USWA, Local 1191-12

City of Cincinnati/AFSCME, Ohio Council 8

Anderson Schools / Anderson Federation
of Teachers

Dana Corp. / UAW Local 3047

ARBITRATION ROSTERS:

National Mediation Board; Indiana Educ. Employment Relations Bd.; Kentucky Labor Cabinet; Ohio SERB; Illinois Dept. of Education; Louisville Labor-Management Committee; NASD Dispute Resolution.

PUBLISHED CASES:

15 LAIS 3543, 216 AIS 11 (1987); 21 LAIS 3394, 290 AIS 9 (1993); 24 LAIS 3505, 328 AIS 10 (1997); 27 LAIS 3968, 367 AIS 5 (1999)

SIGNIFICANT PUBLICATIONS:

Labor-Management Relations in the Public Sector, Chapter 6, Selection of a Bargaining Representative, Association of Labor Relations Agencies (1999), LRP Publications, Horsham, PA.

FEES:

PER DIEM FEE: \$800.00 per day.

Hearing Fee: \$800.00 per 8-hour day or part thereof. If the hearing day lasts more than eight hours, the extra time is billed at \$100.00 per hour.

Fees For Study, Writing And Administration: \$800 per 8-hour day; \$100.00 per hour. Time records are kept by day and hour(s) for these tasks and these records will be provided upon request. Fees are charged jointly and severally to parties. After six months, reasonable attorney fees charged for collection.

Mileage: Travel by auto is charged at 34 cents per mile. Other means of travel (air, rail, bus) may be used at out-of-pocket expense if the distance to the hearing is more than 200 miles. Travel by car is charged from Danville, Indiana, or Kirkwood, Missouri, whichever is the least cost to the parties. Other modes of travel are charged at the cost to the arbitrator with receipts provided upon request. Airfare may be interim billed as incurred.

Travel: Up to ½ day (4 hours) per diem may be charged for travel to or from a hearing on day(s) other than the hearing day.

Cancellation Fees: Cancellation and postponement fees are not charged if the arbitrator is notified of the cancellation thirty (30) days before the date set for the hearing. If notice is given twenty-nine (29) to fifteen (15) days before the date set for the hearing, one-half day per diem \$400.00 is charged; and, if notice is given fourteen (14) days or less before the hearing date, one day \$800.00 is charged.

Other Expenses: Lodging, meals, copies, postage, telephone, air fares, and other expenses are charged at out-of-pocket cost to the arbitrator with receipts provided upon request.