

ALLEN D. SCHWARTZ FMCS-1464

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Present Occupation: Arbitrator/Lawyer

First Business Address

Allen D. Schwartz 626 Homewood Ave. Apt 205

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Second Business Address (December-May)

3101 South Ocean Boulevard Apt 408

Highland Beach FL 3347

Telephone 561-274-6561 Fax 561-274-0014

PROFESSIONAL AFFILIATIONS

Association for Conflict Resolution (formerly SPIDR) (Past)

Industrial Research Relations Association (Past)

American Bar Association

Illinois State Bar Association

Chicago Bar Association

EDUCATION

J D Law Northwestern University School of Law

BS Business Northwestern University

CERTIFICATION

Law — State of Illinois

Defense Logistics Agency, CCR Registrant

ARBITRATION EXPERIENCE

I have been an arbitrator with FMCS for over 25 years, hearing all types of labor and employment cases see industries and issues. I have arbitrated cases for AAA, FINRA, FMCS, The Circuit Court of Cook County, and the National Mediation Board.

INDUSTRIES

Aerospace, Airlines, Aluminum Automotive, Bakery, Brewery, Cement, Chemicals, Clothing, Construction, Education, Food Manufacturing, Service Industries Foundry, Fuel Pump, Furniture, Gasification, Guard Company, Illinois Dept. of Rehabilitation, Machinery, Metal. Fabrication, Office Workers/Clerical, Mass Transportation, Tires, Paint and Varnish, Petroleum, Plastics, Printing, Prison Guard, Pulp and Paper, Railroads, Refrigeration/HVAC, Refineries and Distribution Centers, Stamping, Steel, Trucking and Storage, Department of Labor, U S. Army Personnel Command, and Upholstering

ISSUES;

Absenteeism, Arbitrability, Bargaining Unit Work, Conduct (On and Off Duty) Personnel, Demotion, Discipline (Non-Discharge), Discipline (Discharge), Age Discrimination, Disability Discrimination, Drugs/Alcohol Offenses, Elimination of Position, Fringe Benefits, (Holidays, Leave, Vacation), Job Performance, Job Posting/Bidding, Layoffs/Bumping/Recall,

Management Rights, Past Practices, Performance Standards, Promotion, Safety/ Health Conditions, Seniority, Sexual Harassment, Sub contracting/Contracting Out, Substance Abuse, Temporary Suspension, Testing, Theft, Wages, Holiday Pay, Job Classification & Rates, Overtime Pay, Unprofessional Conduct, Vacation Pay, Working Hours/ Schedules Assignments, Working Conditions! Work Orders, Violence or Threats, Work Rules, Various computer issues

ARBITRATION ROSTERS

Federal Mediation and Conciliation Service National Mediation Board
Illinois State Board of Education Circuit Court of Cook County Financial
Industry Regulatory Authority (FINRA)

FEES AND EXPENSES

Grievance Arbitration. The per diem fee is \$750.00. A day is 5 hours. The per diem fee is charged for hearing time, travel time and for opinion writing time. A docketing fee of \$100.00 is due from each party after the hearing date has been set. This fee is for setting up a file, all correspondence, telephone calls and all office expenses i.e. postage, stationary, printing, fax, etc. during the process of this case. It is payable in addition to the cancellation fee, the continuance fee and the hearing fee.

Expenses: Expenses are airfare, car rental, taxi, food and lodging.

Automobile mileage is at charged at \$1.00 per mile.

Cancellation policy: (1) If the parties cancel or change the hearing date more than 21 calendar days before the hearing date there will be a 1 day hearing charge plus any expenses. (2) If the parties cancel or change the hearing date within 21 calendar days of the hearing date there will be a 1½ day hearing charge plus any expenses. (3) If the parties cancel or change the hearing date within seven days of the hearing date there will be a 2 day hearing charge plus any expenses. (4) If the parties cancel or change the hearing date within three days of the hearing date there will be a 2½ hearing charge plus any expenses. (5) If the parties cancel or change the hearing date on the day of the hearing before the arbitrator has left for the hearing site there will be a 3 day hearing charge plus any expenses. (5) If the parties cancel or change the hearing date after the arbitrator has arrived at the hearing site there will be a 3 1/2 day hearing charge plus any travel time and expenses

The cancellation fee is shared equally between the parties regardless of which party has canceled or changed the date of the hearing. If there is a dispute between the parties as to who is responsible for the cancellation fee the cancellation fee must still be paid to the arbitrator on a shared basis. The dispute between the parties should thereafter be resolved in another forum.

Out Of Town Hearings: Out of town hearing are defined as any hearing that is more than 1½ hours travel time from the closest of my two offices,

Highland Beach, Florida or Highland Park, Illinois. I may elect to fly or drive to such sites. If I elect to fly, air travel will be from O'Hara field or West Palm Beach, Florida or Ft Lauderdale, Florida. All travel time and mileage is charged from my home to the hearing site or from the airport to the hearing site. If I taxi to the airport travel time starts from the time I arrive at the airport. It is my practice to arrive at an out of town hearing location the evening before the hearing. There is no charge for the time before the hearing (except for travel time) but the parties are charged for the cost of lodging and food. If the hearing lasts until the late afternoon, I may choose not to return to my office that evening. In that event, there may be additional lodging and meal charges, but no further time charges for that day. In traveling to a hearing by air, if the time spent at the airport; during the flight and automobile travel to the hearing site exceeds 4 hours, there will be an additional day travel time. The same rule applies on the return from the hearing.

Notification Policy: Immediately after the hearing date has been selected a letter will be sent to the parties detailing my fee policies, my cancellation policy, my travel policy and the parties pre-hearing responsibilities.