

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH CAROLINA

Application for Mediators

Please complete the entire application, using additional paper if necessary. You may also attach a resume.

Name: Herbert William Hamilton

Firm or Office Name: Hamilton Martens Ballou & Sipe

Office Address: PO Box 10940, Rock Hill, SC 29731

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ADMISSIONS AND AFFILIATIONS

Date admitted to the Bar of the District of South Carolina: 2/10/76 I.D. No.: 1690

Date admitted to the South Carolina Bar: November 11, 1975 Bar No.: 2626

Other courts or jurisdictions to which admitted (with dates of admission and bar nos.):
U.S. Circuit Court of Appeals for the fourth Circuit - April 1, 1976

Membership and positions held in bar, ADR and professional associations:
Section Regional Board - American Arbitration Association Chair. SC Bar Construction

Are you a member in good standing in each jurisdiction where admitted to practice law? yes no

Are you currently the subject of any pending disciplinary proceeding in any jurisdiction? yes no

Have you, within the last 5 years, been denied admission to a bar for character or ethical reasons or disciplined for professional misconduct? yes no

EDUCATION

Year law degree received 1975 Law School University of South Carolina

Other professional degrees received (including year and school) _____

LEGAL EXPERIENCE (A minimum of 5 years of law practice required)

Summarize legal experience (including teaching) since admission to the bar, particularly in the past five years:
Thirty years of legal experience. Partner in Whaley, McCutchen, Blanton & Rhodes, Columbia, SC, 1975 - 1993;
Partner in Kennedy Covington Lobdell & Hickman, Rock Hill, SC, 1993-2004; Partner in Hamilton Martens Ballou & Sipe, Rock Hill, SC, 2004 to present. Extensive experience in state and federal trial and appellate courts including arbitration and mediation.

Percentage of practice in last 5 years representing plaintiff 20 % or defense 80 %

Percentage of Federal or State court practice in last 5 years: Federal 40 % State 60 %

Number of years engaged in active litigation: 30+

EXPERTISE

Indicate all substantive areas in which you have expertise. Place a "1" by your strongest area(s) and a "2" by all other areas in which you have expertise. (Do not rank beyond "1" and "2.") After any category you have marked, please identify any sub-areas of expertise you have (e.g. "medical malpractice" after Personal Injury).

<input type="checkbox"/> Admiralty	<input type="checkbox"/> Security or Shareholders suits
<input type="checkbox"/> Antitrust	<input type="checkbox"/> Labor
<input checked="" type="checkbox"/> Contracts	<input type="checkbox"/> ERISA
<input checked="" type="checkbox"/> Environment	<input checked="" type="checkbox"/> Wrongful Termination
<input type="checkbox"/> Fraud or Civil RICO	<input type="checkbox"/> Civil Rights in Employment
<input checked="" type="checkbox"/> Insurance	<input type="checkbox"/> Other Civil Rights
<input checked="" type="checkbox"/> Miller Act	<input type="checkbox"/> Copyrights
<input checked="" type="checkbox"/> Personal Injury	<input type="checkbox"/> Patent
<input checked="" type="checkbox"/> Product Liability	<input type="checkbox"/> Trademark
<input checked="" type="checkbox"/> Other (specify) <u>const/commercial</u>	

Publications: _____
SC Bar Publications

MEDIATION EXPERIENCE

Mediation experience (particularly in the subject matter categories above): _____
Participation as advocate or neutral in numerous private mediations since 1993.

Other courts or organizations for whom you serve as a mediator (please note any certifications):
(previously) American Arbitration Association

Number of mediations conducted: 75-100 est. Number of other ADR sessions conducted: 50-100 arbitration

MEDIATION AND OTHER ADR TRAINING

<u>Course Provider</u>	<u>Course Content</u>	<u>Date</u>	<u>Place</u>	<u>No. of Hours</u>
American Arbitration Association	Mediation Skills	10/13-17/1993	Columbia, SC	40.00

Speaker at various Bar functions on

ADR issues.

OTHER INFORMATION

Are you familiar with the statutes, rules and practice governing alternative dispute resolution in the District of South Carolina? yes no

Other relevant experience or skills or other information you would like considered in connection with this application:

I have attended several mediation and ADR seminars and have been a speaker in several ADR seminars.

American Arbitration Association/Mediation Skills

Speaker at various Bar functions on ADR issues

Cities in which you are available to conduct mediation:

Columbia Charleston Greenville Florence

Other _____

Fees charged:

Hourly Rate: \$ 275.00 Minimum charge each mediation: \$ None

How do you bill for travel? (explain): No charge for Rock Hill area

I agree to: (1) Be subject to the Rules of Professional Conduct, Rule 407, South Carolina Appellate Court Rules; the Rules for Lawyer Disciplinary Enforcement, Rule 413, South Carolina Appellate Court Rules; and the Local Rules of the District Court; (2) Provide mediation to indigents without pay if ordered by the Court; (3) Notify the Alternative Dispute Resolution Program Director of any change in the above facts or otherwise in my ability to perform duties as a mediator; (4) Disclosure of information contained in this application to litigants and other members of the public.

I certify that the foregoing is true and correct.

Signature: [Handwritten Signature] Date: 10/2/08
Applicant

Return completed application to:
Danny H. Mullis, Director
Alternative Dispute Resolution Program
United States District Court
Post Office Box 835
Charleston, SC 29402-0835

Reviewed: [Handwritten Signature] Date: 10/7/08
ADR Program

Approved: [Handwritten Signature] Date: 10/7/08
U.S. District Judge

Certificate of Attendance
South Carolina Circuit Court
Arbitrator Certification Training

Awarded to:

Herbert Hamilton

For the successful completion of the approved 6.0 MCLE & 1.0 LEPR Credit Hours
2005 South Carolina Circuit Court Arbitrator Certification Training

on
February 25, 2005



CONTINUING LEGAL EDUCATION

Presented by
The South Carolina Bar Continuing Legal Education Division

Terry Burnett

Terry Burnett
S.C. Bar-CLE Director

3-1-05

Date

AMERICAN ARBITRATION ASSOCIATION



Certificate of Training

this will certify that

HERBERT W. HAMILTON

has successfully completed the

American Arbitration Association's

40-hour Superior Court Mediation Skills Training Course

Certified by the North Carolina Administrative Office of the Courts

A handwritten signature in black ink, appearing to read "Neil G. Carmichael".

Neil G. Carmichael
Regional Vice President