

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 Robert ALAN SOWINSKI

Firm or Office Name: _____

Office Address: 640 McDaniels Avenue, Greenville, SC 29605

Office Phone: (864) 616-0340 Office Fax: _____

E-mail Address: BOBSOWINSKI@gmail.com

ADMISSIONS AND AFFILIATIONS

Date admitted to the Bar of the District of South Carolina: _____ I.D. No.: _____

Date admitted to the South Carolina Bar: 8/11/11 Bar No.: 81831

Other courts or jurisdictions to which admitted (with dates of admission and bar nos.):

INDIANA Supreme Court - Sept 26, 1972 - 426-50

Membership and positions held in bar, ADR and professional associations:

Member of Dispute Resolution Section of SC Bar Association

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

Have you, within the last five years, been publicly reprimanded or publicly disciplined for professional conduct?
_____ yes X no

Have you, within the last five years, been denied admission to a bar for character or ethical reasons, or been disbarred/suspended from the practice of law? _____ yes X no

EDUCATION

Year law degree received 1972 Law School VALPARAISO UNIVERSITY COLLEGE OF LAW

Other professional degrees received (including year and school):

Bachelor of Science Degree - 1967 - MISSOURI STATE
MASTER OF ARTS Degree - 1968 - MISSOURI STATE

LEGAL EXPERIENCE (A minimum of five years of law practice required) EXPERIENCE IN ACTIVE LITIGATION FOR 19 YEARS.

Summarize legal experience (including teaching) since admission to the bar, particularly in the past five years:

* Please See My Narrative Resume ATTACHED Hereto

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

Percentage of Federal or State court practice in last 5 years: Federal 100% State 0%

Number of years engaged in active litigation: 19 YEARS

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).

- | | |
|--|---|
| <u>2</u> Admiralty | <u>2</u> Security or Shareholders suits |
| <u>2</u> Antitrust | <u>2</u> Labor |
| <u>1</u> Contracts | <u>2</u> ERISA |
| <u>2</u> Environment | <u>1</u> Wrongful Termination |
| <u>2</u> Fraud or Civil RICO | <u>2</u> Civil Rights in Employment |
| <u>1</u> Insurance | <u>2</u> Other Civil Rights |
| <u>2</u> Miller Act | <u>2</u> Copyrights |
| <u>1</u> Personal Injury | <u>2</u> Patent |
| <u>1</u> Product Liability | <u>2</u> Trademark |
| <u>1</u> Other (specify) <u>CONTRACT</u> | |

Publications: ANY REAL ESTATE RELATED MATTERS

MEDIATION EXPERIENCE

Mediation experience (particularly in the subject matter categories above):

CONTRACT AND REAL ESTATE DISPUTES

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

I AM A CERTIFIED CIRCUIT COURT MEDIATOR

Number of mediations conducted: 4 Number of other ADR sessions conducted: _____

MEDIATION AND OTHER ADR TRAINING

<u>Course Provider</u>	<u>Course Content</u>	<u>Date</u>	<u>Place</u>	<u>No. of Hours</u>
<u>SOUTH CAROLINA BAR ASSOCIATION CONTINUING LEGAL EDUCATION</u>	<u>Circuit Court CIVIL MEDIATION TRAINING</u>	<u>8/25/11 Through 8/29/11</u>	<u>COLUMBIA SC</u>	<u>40 hours</u>

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:

** Please See My NARRATIVE Resume ATTACHED Here TO*

Cities in which you are available to conduct mediation:

Columbia Charleston Greenville Florence
Other: Anderson

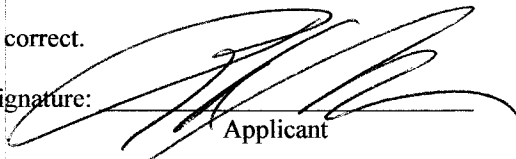
Fees charged:

Hourly Rate: \$ 300.⁰⁰ Minimum charge each mediation: \$ 600.⁰⁰

How do you bill for travel? (explain): *\$50 per hour plus ACTUAL TRAVEL EXPENSE FOR TRAVEL AWAY FROM GREENVILLE or ANDERSON. NO CHARGE FOR TRAVEL FOR MEDIATION IN GREENVILLE or ANDERSON.*

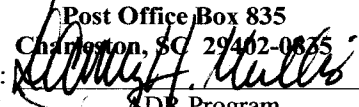
I agree to: (1) Be subject to the Rules of Professional Conduct, Rule 407, South Carolina Appellate Court Rules; the Rules for Lawyer Disciplinary Enforcement, Rule 413, South Carolina Appellate Court Rules; and the Local Rules of the District Court; (2) Provide mediation to indigents without pay if 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: 
Applicant

Date: Sept 16, 2011

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: 
ADR Program

Date: 9/26/11

Approved: 
U.S. District Judge

Date: 9/29/11

PERSONAL NARRATIVE RESUME OF ROBERT A. SOWINSKI

Mr. Sowinski is a Certified Circuit Court Mediator and has successfully completed the forty hour Circuit Court Mediation Certification Training Program offered by the Continuing Legal Education Division of the South Carolina Bar Association in Columbia, South Carolina. Mr. Sowinski is a member of the Dispute Resolution Section of the South Carolina Bar Association.

Mr. Sowinski has been married to his wife, Vicki, for 43 years. He and Vicki have four adult children, two of whom have been admitted to the practice of law before the Supreme Court of the state of South Carolina and are members of the South Carolina Bar Association. Mr and Mrs. Sowinski live in Greenville, South Carolina.

Mr. Sowinski attended Missouri State University and graduated in 1967 with a Bachelor of Science Degree with a major in Psychology. Upon receiving a graduate assistantship, he pursued and achieved a Master of Arts Degree in Counseling Psychology in 1968 from Missouri State University. After serving for one year as a high school guidance counselor, Mr. Sowinski attended Valparaiso University, College of Law, in Valparaiso, Indiana, and was awarded the Juris Doctor of Law Degree in May of 1972.

Mr. Sowinski was admitted to the practice of law before the Supreme Court of the State of Indiana in October of 1972 and has been a licensed attorney at law in good standing in the state of Indiana continuously to the present date. While actively practicing law in the state of Indiana, Mr. Sowinski served as the County Attorney for Marshall County, Indiana, as well as, serving as the attorney for the Marshall County Plan Commission, the Marshall County Board of Zoning Appeals and the Marshall County Drainage Board. In addition to his numerous other business clients, Mr. Sowinski served as attorney for three separate banks, as well as, serving as the attorney for the Marshall County Board of Realtors.

Mr. Sowinski has served as a Professor teaching Business Law at Ancilla College. He has also served as an Adjunct Professor for Indiana University School of Continuing Education teaching the course of study that was required for real estate broker candidates preparing to sit for their real estate brokers license exam. Additionally, Mr. Sowinski has served as a Professor teaching the Real Estate Principles course offered for the Masters of Real Estate Development Degree and the Masters of Business Administration Degree at Clemson University.

Mr. Sowinski is the founder of, and the 100% owner of, and serves as President and Chief Executive Officer of Net Lease Development of SC, LLC that develops single tenant free standing triple net leased commercial real estate. He is also the founder of and the 50% owner of and serves as Manager Member of Arkansas Restaurant Group, LLC that wholly owns and operates nine Zaxby's restaurants in the state of Arkansas. He is also the founder of and the 50% owner of and serves as Manager Member of nine Southern Chicken LLC's that own the commercial real estate that Mr. Sowinski developed and within which the nine Arkansas Zaxby's restaurants operate.

During the course of Mr. Sowinski's business and legal career, in addition to practicing law, he has negotiated the acquisition of, and/or developed, a total of

approximately fifty million dollars worth of various types of commercial and investment real estate. In conjunction therewith, Mr. Sowinski has procured approximately forty million dollars worth of financing in order to facilitate the acquisition of and/or the development of the commercial and investment real estate. Mr. Sowinski has also overseen the long term operations of the approximately fifty million dollars worth of various types of commercial and investment real estate. Additionally, Mr. Sowinski has located the purchasers for and negotiated the disposition of approximately forty million dollars worth of commercial and investment real estate.

Mr. Sowinski has attended, in addition to various continuing legal education courses, numerous courses and seminars in Atlanta, Chicago, Dallas, New York City, San Diego, San Francisco, Indianapolis, and Washington, D.C. pertaining to commercial real estate law, commercial real estate development, commercial real estate finance, commercial real estate acquisition, as well as, the management and disposition of commercial real estate.