

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: John S. Simmons

Firm or Office Name: Simmons Law Firm, LLC

Office Address: 1711 Pickens Street Columbia, SC 29201

Office Phone: 803-779-4600 Office Fax: 803-254-8874

E-mail Address: jsimmons@simmonslawfirm.com

**ADMISSIONS AND AFFILIATIONS**

Date admitted to the Bar of the District of South Carolina: 11-2-89 I.D. No.: 5000

Date admitted to the South Carolina Bar: 11-23-87 Bar No.: 10260

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

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

Richland County Bar Association, South Carolina Bar, Association of Former U.S. Attorneys, Association of Trial Lawyers of America, South Carolina Trial Lawyers

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

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

**EDUCATION**

Year law degree received 1987 Law School University of South Carolina

Other professional degrees received (including year and school):

**LEGAL EXPERIENCE (A minimum of five years of law practice required)**

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

For the past 16 years I have been in private litigation practice primarily involving plaintiff personal injury and consumer protection and criminal defense. Prior to that, I served as United States Attorney and an Assistant United States Attorney for the District of South Carolina and also as a law clerk for the Honorable William W. Wilkins, Jr., United States Court of Appeals for the Fourth Circuit.

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

Percentage of Federal or State court practice in last 5 years: Federal 30 % State 70 %

Number of years engaged in active litigation: 24

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### 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>   </u> Labor
<u>1</u> Contracts	<u>   </u> ERISA
<u>   </u> Environment	<u>   </u> Wrongful Termination
<u>1</u> Fraud or Civil RICO	<u>   </u> Civil Rights in Employment
<u>2</u> Insurance	<u>   </u> Other Civil Rights
<u>   </u> Miller Act	<u>   </u> Copyrights
<u>1</u> Personal Injury	<u>   </u> Patent
<u>1</u> Product Liability	<u>   </u> Trademark
<u>1</u> Other (specify) <u>False Claims Act</u>	

Publications: \_\_\_\_\_

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### MEDIATION EXPERIENCE

Mediate experience (particularly in the subject matter categories above): \_\_\_\_\_

I have substantial mediation experience including acting as neutral in a dozen cases and serving as counsel in more than 200 mediations. I have assisted in teaching alternative dispute resolution classes to Assistant United States Attorneys and other government attorneys at the National Advocacy Center.

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

South Carolina Circuit Court Mediator

Number of mediations conducted: 12      Number of other ADR sessions conducted: 0

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### MEDIATION AND OTHER ADR TRAINING

<u>Course Provider</u>	<u>Course Content</u>	<u>Date</u>	<u>Place</u>	<u>No. of Hours</u>
Charleston School of Law Center	40-hr mediator certification training	1/18 -1/22/13	Charleston, SC	40.00

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**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:

Cities in which you are available to conduct mediation:

Columbia       Charleston       Greenville       Florence  
Other \_\_\_\_\_

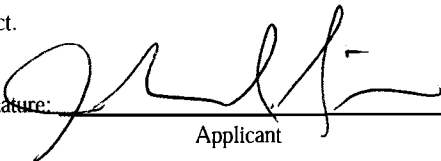
Fees charged:

Hourly Rate: \$ 300      Minimum charge each mediation: \$ None

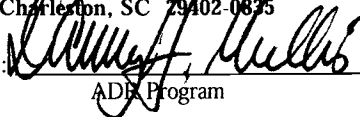
How do you bill for travel? (explain): \$150 per hour

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:       Date: 2-6-13  
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:       Date: 2/11/13  
ADE Program

Approved:       Date: 2/11/13  
U.S. District Judge