

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: Jason Scott Luck

Firm or Office Name: _____

Office Address: 107 S. Parsonage Street, Bennettsville, SC 29512 (physical)
P.O. Box 47, Bennettsville, SC 29512 (mailing)

Office Phone: 843.479.6863 Office Fax: 843.479.7222

E-mail Address: jason@luck.law

ADMISSIONS AND AFFILIATIONS

Date admitted to the Bar of the District of South Carolina: 01/05/2006 I.D. No.: 9696

Date admitted to the South Carolina Bar: 11/14/2005 Bar No.: 73676

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

USPTO (#57187) (admitted as agent 07/12/2005; admitted as attorney 12/19/2005)

USVI (#1084) (admitted 03/14/2008)

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

South Carolina Bar Ass'n; Charleston Bar Ass'n; Virgin Islands Bar Ass'n

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 2005 Law School Univ. 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:

Approximately fifteen years' experience as a litigator in state and federal courts in matters of construction, personal injury, insurance, and intellectual property. Considerable experience in appellate practice. Last five years have been primarily a general practice, appearing in federal, circuit, family, probate, and appellate courts. Please see attached resume.

Percentage of practice in last 5 years representing plaintiff 85 % or defense 15 %

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

Number of years engaged in active litigation: ~15

SUBSTANTIVE EXPERIENCE

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

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

Publications: _____
Please see cases in resume.

MEDIATION EXPERIENCE

Mediation experience (particularly in the subject matter categories above): _____
I have been a party to mediations to all of the above subject matter categories.

Other courts or organizations for whom you serve as a mediator (please note any certifications):
Certified as a circuit court mediator by the South Carolina Supreme Court (05/14/2021).

Number of mediations conducted: 2 Number of other ADR sessions conducted: 1

MEDIATION AND OTHER ADR TRAINING

<u>Course Provider</u>	<u>Course Content</u>	<u>Date</u>	<u>Place</u>	<u>No. of Hours</u>
S.C. Bar	Civil Court Mediation Certification	16-18, 24-25	Virtual	40.00
		April 2021		

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 attached resume.

I was a software engineer for two years before starting law school.

Much of my copyright/entertainment litigation experience is in the music industry.

Cities in which you are available to conduct mediation:

Columbia Charleston Greenville Florence
Other Willing to travel state-wide.


Fees charged:

Hourly Rate: \$ 300 Minimum charge each mediation: \$ Generally 2 hours (\$600). Negotiable.

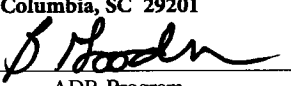
How do you bill for travel? (explain): 1/2 hourly rate, IRS mileage, actual expenses for incidentals and lodging if overnight stay

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: 5/17/21
Applicant

Return completed application to:
Billie Goodman, Coordinator
Alternative Dispute Resolution Program
United States District Court
901 Richland Street
Columbia, SC 29201

Reviewed:  Date: 5/19/21
ADR Program

Approved: s/ David C. Norton Date: 5/19/21
U.S. District Judge

Jason Scott Luck

| P.O. Box 47 | Bennettsville, SC 29512 |
| 843.479.6863 | jason@luck.law |

Experience

Jason Scott Luck, Attorney at Law; Bennettsville, South Carolina (Partner: 2020-present)

- General practitioner with notable experience in appellate advocacy, intellectual property, entertainment law, and construction litigation.
- First-chair experience in all trial and appellate courts of South Carolina, the Fourth Circuit Court of Appeals, and the United States Supreme Court.
- S.C. Sup. Ct. Certified Circuit Court Mediator; Federal District of S.C. Certified Mediator

Garrett Law Offices, LLC.; North Charleston, South Carolina (Partner: 2016-2020)

Seibels Law Firm, P.A.; Charleston, South Carolina (Associate: 2006-2015; Partner: 2015-2016)

Representative and Significant Cases

Seay v. Cannon, 927 F.3d 776 (4th Cir. 2019) *cert. denied*, 140 S.Ct. 2633 (2020). (Petition for habeas corpus on basis that murder indictment is barred by Double Jeopardy).

State v. Davis-Kocsis, No. 19-000687 (S.C. Ct. App. appeal filed April 22, 2019) (Criminal trial/appeal; defendant charged with murder, burglary, kidnapping, and conspiracy).

State v. Perez, 816 S.E.2d 500 (S.C. 2018) (Criminal appeal implicating admissibility of U-Visas to prove bias and/or credibility).

Yates v. Terry, 817 F.3d 877 (4th Cir. 2016) (Civil rights action brought by arrestee).

Ashley II of Charleston, LLC v. PCS Nitrogen, Inc., 791 F. Supp.2d 431 (D.S.C. 2011), *aff'd*, 714 F.3d 161 (4th Cir. 2013), *cert. denied*, 134 S. Ct. 514 (U.S. 2013) (CERCLA private recovery action involving the Columbia Nitrogen Superfund site on the Charleston Neck).

Poch v. Bayshore Concrete, 747 S.E.2d 757 (S.C. 2013) (Wrongful death action implicating statutory employment under the Workers' Compensation Act).

Newton v. Muir, 2012 WL 8465997 (S.C.Com.Pl. Sept. 27, 2012) (Construction defect action).

Charleston County Dep't of Soc. Servs. v. Marccuci, 721 S.E.2d 768 (S.C. 2011) (Complex termination of parental rights trial and appeal, including associated abuse & neglect and support actions – was named 2012 Pro Bono Lawyer of the Year by the South Carolina Bar Foundation for work in this case).

Too Tacky P'ship v. S.C. Dep't of Health and Envtl Control, 686 S.E.2d 194 (S.C. Ct. App. 2009) (Appeal of OCRM critical area permit for dock on Wadmalaw Island, South Carolina).

Education

J.D. University of South Carolina (Moot Court; *Southeastern Environmental Law Journal*) (2005)

B.S. University of North Carolina at Chapel Hill (Anthropology / Computer Science) (2000)

Bar Admissions

S.C. (2005) USPTO (2005) D.S.C. (2006) 4th Cir. (2006) Fed. Cir. (2006)

U.S.V.I. (inactive) (2008) SCOTUS (2013)