

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH CAROLINA

CERTIFIED MEDIATOR INFORMATION UPDATE FORM

Name: Franklin J. Smith Jr
Firm or Office Name: Richardson Plowden & Robinson P.A.
Office Address: 1900 Barnwell Street Columbia, SC 29201
Office Phone: 803 576 3724 Office Fax: _____
E-mail Address: fsmith@richardsonplowden.com

Cities in which you are available to conduct mediation:

Columbia: Charleston: Greenville: Florence:

Other: _____

Fees charged: _____

Hourly Rate: \$ 375 Minimum charge each mediation: \$ none

How do you bill for travel? (explain): travel is billed at regular rate

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 Coordinator 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 form to litigants and other members of the public.

I certify that the foregoing is true and correct.

Signature


Certified Mediator

Date: 8/11/20

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

Email: Billie_goodman@scd.uscourts.gov
Facsimile: (803) 253-3591

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: Franklin J. Smith, Jr.

Firm or Office Name: Richardson, Plowden, Carpenter & Robinson

Office Address: Post Office Box 7788
Columbia, SC 29202

Office Phone: (803) 771-4400 Office Fax: (803) 779-0016

ADMISSIONS AND AFFILIATIONS

Date admitted to the Bar of the District of South Carolina: 1984 I.D. No.: 3898

Date admitted to the South Carolina Bar: 1984 Bar No.: 5166

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

Membership and positions held in bar, ADR and professional associations: Member ABA Forum on
the Construction Industry, American Society of Civil Engineers
and Systems Builders Association

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 1984 Law School University of South Carolina

Other professional degrees received (including year and school) 1979 BS Civil Engineering
Clemson University

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:
My practice is 100% in construction litigation. I represent owners,
architects/engineers, contractors, subcontractors and suppliers. In
the last five (5) yeras a large portion of my work has involved extra
work and delay claims on large bridge projects and defective
condominum construction.

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 10 % State 90 %

Number of years engaged in active litigation: 12

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> </u> Admiralty | <u> </u> Security or Shareholders suits |
| <u> </u> Antitrust | <u> </u> Labor |
| <u> </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> 2</u> Insurance /Construction Related | <u> </u> Other Civil Rights |
| <u> 1</u> Miller Act | <u> </u> Copyrights |
| <u> </u> Personal Injury | <u> </u> Patent |
| <u> 2</u> Product Liability | <u> </u> Trademark |
| <u> 1</u> Other (specify) <u>Construction Litigation</u> | |

Publications: _____

MEDIATION EXPERIENCE

Mediation experience (particularly in the subject matter categories above): I have participated
as a mediator in approximately ten (10) cases most of these
were construction related, some were slip-and-fall cases.

Other courts or organizations for whom you serve as a mediator: Resolute Systems of South Carolina
Inc., Richland County

Number of mediations conducted: approx. 10

MEDIATION TRAINING

<u>Course</u> <u>Provider</u>	<u>Course</u> <u>Content</u>	<u>Date</u>	<u>Place</u>	<u>No. of</u> <u>Hours</u>
<u>Dispute Management, Inc.</u>	<u>- Mediation Training -</u>	<u>9/94</u>	<u>- Columbia</u>	<u>- 40hrs.</u>

OTHER INFORMATION

Are you familiar with the statutes, rules and practice governing mediation conferences in the District of South Carolina? X 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:

X Columbia X Charleston X Greenville X Florence

Other: _____

Fees charged:

Hourly Rate: \$ 125 Minimum charge each mediation: \$ 500

How do you bill for travel? (explain): Normal Hourly rate - \$125.00

I agree to: (1) Be subject to the Rules of Professional Conduct, Rule 407, South Carolina Appellate Court Rules; to the Rules on Disciplinary Procedure, 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 Clerk of Court 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 6/10/96
Applicant

Return completed application to:
U.S. District Court
Mediation
1845 Assembly Street
Columbia, SC 29201-2431

Approved: Joseph H. Henderson Date 7-11-96
U.S. District Judge

SUPPLEMENT

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: Franklin J. Smith, Jr.

Firm or Office Name: Richardson, Plowden, Carpenter & Robinson, P.A.

Office Address: Post Office Drawer 7788, Columbia, South Carolina 29202

Office Phone: 803-771-4400 Office Fax: 803-799-7555

email address: FSmith@rperlaw.com

ADMISSIONS AND AFFILIATIONS

Date admitted to the Bar of the District of South Carolina: 1984 I.D. No.: 3898

Date admitted to the South Carolina Bar: 1984 Bar No.: 5166

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

Membership and positions held in bar, ADR and professional associations: Chairperson elect for Construction Law Section of South Carolina Bar; Arbitration Panel Member for American Arbitration Association

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 1984 Law School U.S.C.

Other professional degrees received (including year and school) 1979 B.S. Civil Engineering
Clemson University

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:

My practice is 100% in construction litigation. I represent owners, architects/
engineers, contractors, subcontractors, and suppliers. In the last five (5)
years a large portion of my work has involved extra work and delay claims
on large bridge projects and defective condominium construction.

SUPPLEMENT

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 5 % State 95 %

Number of years engaged in active litigation: 16

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> </u> Admiralty	<u> </u> Security or Shareholders suits
<u> </u> Antitrust	<u> </u> Labor
<u> 1</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> </u> Other Civil Rights
<u> 1</u> Miller Act	<u> </u> Copyrights
<u> </u> Personal Injury	<u> </u> Patent
<u> 2</u> Product Liability	<u> </u> Trademark
<u> 1</u> Other (specify) <u>Construction</u> Litigation	

Publications: _____

MEDIATION EXPERIENCE

Mediation experience (particularly in the subject matter categories above): I have served as a mediator in approximately fifty (50) cases most of these were construction related; a few were slip and fall cases.

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

American Arbitration Association, Richland County

Number of mediations conducted: 50 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>
DMI	Mediation Training	9/94	Columbia, SC	40

SUPPLEMENT

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: \$ 165.00 Minimum charge each mediation: \$ 500.00

How do you bill for travel? (explain): Normal hourly rate - \$165.00

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: 6/19/00
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: _____
ADR Program

Approved: _____ Date: _____
Initially approved by Judge
J. Anderson 7/11/96