



MEDIATION & ARBITRATION CURRICULUM VITAE OF

JAMES M. NICHOLAS, ESQUIRE

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Florida Bar Number: 297658

Florida Mediator Number: 2414CFRA

Education:

J.D. Degree received from John Marshall Law School, Chicago, IL - 1979

State Licensing:

Admitted to Florida, Illinois, and Pennsylvania Bars, 1980

Admitted to the Colorado Bar, 1998

Real Estate Salesperson License, Florida, 2002

Life, Health and Variable Annuity License, Florida, 2002

Board Certification:

Board Certified Civil Trial Attorney, Florida - 1989

Board Certified Circuit/County Civil Mediator, Florida - 1991

Insurance Mediator, Florida - 1991

Board Certified Family Mediator, Florida - 1992

Certified State and Federal Arbitrator, Florida - 1994

Board Certified in Business Litigation, Florida - 1995

Board Certified Appellate Mediator – 2000

Certified Residential Mortgage Foreclosure Mediator – 2010

Member of the Panel of Neutrals, American Arbitration Association

Member of The National Academy of Distinguished Neutrals

Member of The Florida Academy of Professional Mediators

Member of The Florida Circuit-Civil Mediator Society

Nature of Practice:

Forty-Two (42) years of trial practice experience in all areas of civil litigation including personal injury (both plaintiff and defense), first and third-party insurance claims, owner-contractor construction disputes, employment law, and general civil corporate matters. As a former insurance claims adjuster, as well as an independent adjuster prior to law school, I have had considerable experience in handling both first party claims as well as bodily injury and wrongful death claims. My current practice consists primarily of Mediating all such matters in both Federal and State Court. Since 1991, I have mediated thousands of first party insurance claims, both Residential and Commercial, and have served as an Arbitrator on such matters as well. I have also served as an Expert Witness on the issue of reasonable attorney's fees pursuant to F.S. § 627.428 and F.S. § 627.70152, as well as Proposals for Settlements and Contractual Prevailing Party provisions.

Other experience has included business and construction litigation as well as Mediating hundreds of disputes between unit owners, developers, contractors, and Condominium Associations (pursuant to F.S. 718) and Homeowners Associations (pursuant to F.S. 720). Of these, many of the cases have involved windstorm and flood damage claims, as well as mold remediation and general repairs secondary to various weather-related events. My experience also includes Mediating Eminent Domain issues

(pursuant to F.S. 73) real estate disputes, and Probate and Estate Litigation.

Current Practice:

Present percentage breakdown is as follows:

- Mediation/Arbitration – 98%
- Corporate and Misc. – 2%

Fee Schedule:

Hourly Rate: **\$450.00**

Rates for Mediations & Arbitrations:

\$450.00 for two party cases

\$500.00 for three party cases

\$550.00 for four party cases

Former Clients:

ServiceMaster; The Terminix International Company, LP; Home Insurance Company; Truly Nolan Corp; TruGreen Chem-Lawn; Brevard Medical Centers, Inc.; Advanced Cardiology Associates, Inc.; Phar-Mor of Florida, Inc.; The Edward J. DeBartolo Corporation; Massey Services; AIG Insurance Company; Mountbatten Surety Company; Zurich Insurance Company