

Cutler Nylander & Hayton
Professional Service Corporation

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ARBITRATOR/SPECIAL MASTER PROFILE – PHIL CUTLER

- Legal Employment** Cutler Nylander & Hayton (and predecessor firms, Cutler & Nylander *and* Talmadge and Cutler), 1990-present; Sax and MacIver/Karr Tuttle Campbell, 1979-89 (firms merged their practices in 1986); Perkins Coie, 1973-79.
- Focus of Law Practice** Complex commercial and business dispute resolution, including litigation, mediation and arbitration. Substantial experience in business, corporate and commercial law; business-government relations; licensing, trade secret and intellectual property matters; product distribution, antitrust and franchising; employment termination and discrimination; securities.
- Arbitration Experience** Experience since 1982 in dispute resolution in private and court-annexed ADR programs involving a wide variety of substantive law areas in business and commerce. Over 250 arbitrations as member of: American Arbitration Assn National Commercial Panel; NASD-Dispute Resolution Public Arbitrator Panel; King County Superior Court Mandatory Arbitration; U.S. District Court/Western District of Washington CR 39.1 Roster of Mediators/Arbitrators; AAA Prudential Policyholder Remediation Plan Appeals Committee. Mediator/arbitrator for *Louisiana-Pacific Inner-Seal Siding Class Action Settlement* (U.S. District Court/District of Oregon).
- Special Master/Judicial Experience** Numerous bench trials as King County Superior Court judge *pro tem*; Special Master assignments for King Co. Superior Court. Special Master for *Weyerhaeuser Hardboard Siding Class Action Settlement* (San Francisco Superior Court).

Arbitration Training

ABA DR Section Dispute Resolution Conferences and Court ADR Mini-Conferences (2002, 2003; also Conference Planning Committees); AAA Commercial Arbitrator I and II Training (08/98 and 03/01, also Faculty), Advanced Arbitrator Continuing Education (03/02); NASD Arbitrator Chairperson Training (06/98); Basic Arbitrator Training (09/92 (AAA) and 09/96 (NASD)); AAA Neutral's Conference (10/99); Northwest ADR Conferences (1994-2004; also Conference Planning Committees and Faculty). Frequent presenter at arbitration/mediation CLEs sponsored by AAA, WSBA, ABA, Univ. Washington Law School. Guest lecturer in negotiations at San Diego State University Executive MBA Program.

Professional Associations

Washington State Bar Assn (#5084), King County Bar Assn and American Bar Assn (all since 1973). Federal Bar Assn/Western District of Washington (since 1982, trustee 1998-00). American Arbitration Assn (since 1992). NASD-Dispute Resolution (since 1996). CPR Institute for Dispute Resolution (since 2003). Admitted to the bar of the U.S. District Court, Western (1973) and Eastern (1979) Districts of Washington.

ABA Sections on Antitrust; Litigation; Dispute Resolution. WSBA Sections on Antitrust/Business Torts; Litigation; Dispute Resolution (founder 1991 and chair 1998-99). KCBA ADR Section (founder 1997 and chair 2002-03).

FBA/West. Dist. Wash. ADR Committee (since 1982, chair/co-chair 1986-98); 9th Circuit ADR Committee (since 1997); ADR Roundtable (since 1997...see www.adrroundtable.com).

Compensation

Special Master assignments and private and AAA arbitrations: \$325/hr, including study and preparation, plus costs and expenses. NASD: per NASD rules. King Co. MAR: court-paid (first day); \$325/hr (each succeeding day). Per diem and fixed fee options available.

Further Information

See www.cnhlaw.com or call/fax/e-mail assistant (Amylyn Riedling: amylyn@cnhlaw.com).

Revised August 3, 2004