

General Mediator Disclosures of Phil Cutler

As disclosed on my mediator profile, since 1973 I have practiced law with four firms in Seattle – Perkins Coie, Sax and MacIver, Karr Tuttle Campbell, and Talmadge and Cutler (now Cutler Nylander & Hayton). Prior to joining our firm in 1990, my colleague Bob Nylander practiced with Karr Tuttle Campbell. Prior to joining our firm in the mid-1990s my colleague Tom Hayton practiced with the Washington State Attorney General, Ferguson & Burdell, Schwabe Williamson & Wyatt and, for a short period, Tousley Brain Stephens. My practice has always focused on resolution of commercial and business disputes through trial, arbitration, appeal, mediation, and private settlement. Since the early 1990s a significant portion of my professional time has been spent as a neutral arbitrator or mediator both privately and under the auspices of the American Arbitration Association, the National Association of Securities Dealers, the U.S. District Court for the Western District of Washington's Rule 39.1 ADR program, and the King County Superior Court's mandatory arbitration program.

Both as a result of the foregoing and my active involvement over the years in activities of the American Bar Association (Sections on Antitrust; Litigation; and Dispute Resolution), the Washington State Bar Association (Sections on Antitrust, Consumer Protection and Unfair Business Practices; Litigation; and Dispute Resolution), the King County Bar Association (Section on Alternative Dispute Resolution), the Federal Bar Association of the Western District of Washington (ADR Committee), and the ADR Roundtable (an informal association of Seattle lawyers with an active interest in arbitration and mediation, see www.adrroundtable.com), I am professionally and personally acquainted with hundreds of lawyers both in Western Washington and nationally. Although I will separately disclose significant personal and/or professional associations with counsel in this matter during the last 5 years, you should assume that over the years I have had, or may have had – as advocate or as neutral mediator or arbitrator – cases in which other lawyers in their respective law firms have been involved. A c.v. highlighting my professional activities since 1973 and more information about my ADR practice is available on our law firm's website – www.cnhlaw.com.