

SANTA CLARA COUNTY SUPERIOR COURT
BACKGROUND INFORMATION

Instructions: DO NOT ALTER THIS FORM IN ANY WAY. DO NOT ATTACH ADDITIONAL PAGES.

Name	Phone	Fax
<i>James W. Foley</i>	<i>408-777-9917</i>	<i>408-777-9915</i>
Street or P.O. Box	City	Zip Code
<i>P. O. Box 2153</i>	<i>Saratoga, CA</i>	<i>95070</i>

TODAY'S DATE:

Check each panel for which you have been accepted: mediation neutral evaluation

1. Describe your education, including degrees and the dates received.

B.S., Civil Engineering, Santa Clara University, 1968

M.S., Civil Engineering, Santa Clara University, 1970

M.S., UC Extension Berkeley, Pepperdine University School of Law, Straus Institute for Dispute Resolution

2. Briefly describe the ADR training you have received. For each training, give the trainer's name, the dates attended, and the total hours.

-Mediating Complex Construction Disputes, Pepperdine / Straus Institute for Dispute Resolution, 6/03, 20 hours.

-The Art of Facilitating Settlements, Pepperdine / Straus Institute for Dispute Resolution, 6/04, 20 hours.

-Strategic Negotiation and Settlement Skills, Pepperdine / Straus Institute for Dispute Resolution, 6/03, 20 hours.

3. Describe the subject matter of five disputes for which you have been an ADR provider in the past five years, with the dates. Identify the process and state whether you were a sole- or co-provider.

- *Evergreen Valley HS, Construction Dispute, Project Re-Alignment Co-provider, 2002-2004*
- *Pajaro Valley HS, Construction Dispute, Project Re-Alignment Co-provider, 2003-2004*
- *Lower Silver Creek Project Reach 3, Phase 1, DRB Member, 2003-2006*
- *SR 87, Brokaw Road to De La Cruz Boulevard, DRB Chairman, 2004-2005*
- *I 280 – SR 87 to Cypress Overcrossing, DRB Member, 2006-present*

4. Check your areas of substantive expertise:

- | | | |
|--|--|--|
| <input type="checkbox"/> Banking | <input type="checkbox"/> Health Care | <input type="checkbox"/> Partnership Disputes |
| <input type="checkbox"/> Business/Contract | <input type="checkbox"/> Housing | <input type="checkbox"/> Personal Injury |
| <input type="checkbox"/> Civil Rights | <input type="checkbox"/> Intellectual Property | <input type="checkbox"/> Probate - Wills |
| <input checked="" type="checkbox"/> Construction | <input type="checkbox"/> Insurance | <input checked="" type="checkbox"/> Professional Negligence |
| <input type="checkbox"/> Defamation | <input type="checkbox"/> Labor - Employment | <input checked="" type="checkbox"/> Real Estate |
| <input type="checkbox"/> Disabilities | <input type="checkbox"/> Landlord/Tenant | <input type="checkbox"/> Securities |
| <input type="checkbox"/> Elder Issues/Abuse | <input type="checkbox"/> Medical Malpractice | <input type="checkbox"/> Tax |
| <input type="checkbox"/> Environment | <input type="checkbox"/> Neighborhood | <input checked="" type="checkbox"/> <i>Other (specify) Engineering</i> |

5. If you are an attorney:

A. How many years have you been in active practice? If none, please explain.

I am not an attorney.

B. What is or was the nature of your practice?

C. What percentage of your practice has been representing plaintiffs 00% defendants 00%

D. How many of the following have you completed in the past five years?:

Jury trials 0 Court trials 0 Judicial arbitrations; 0

6. Is your ADR style facilitative or evaluative/directive?

Situation dependent.

7. Describe your fee schedule, including any sliding-scale or pro-bono provisions.

\$275.00/hour. I am flexible based on proven need.

8. Give any other information that should be considered by parties or counsel.

I have over 38 years of practical experience in engineering, construction, and related management. This experience has been gained in both the private and public sectors.