

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>John M. Drath</i>	<i>510-287-4000</i>	<i>510-287-4050</i>
Street or P.O. Box	City	Zip Code
<i>1999 Harrison Street #700</i>	<i>Oakland, CA</i>	<i>94612-3517</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.**

*AB, University of Washington 1968*  
*JD, University of San Francisco 1969*

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

*-First District Court of Appeal, April 22-24, 2004*  
*-Dana Curtis Mediation, 19.5 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.**

- *Wrongful termination, sole provider, 2/9/05*
- *Legal malpractice, sole provider, 6/2/04*
- *Toxic torts/ground water contamination, sole provider, 3/30/04*
- *Personal injury premises liability, sole provider, 6/28/05*
- *Age discrimination, sole provider, 9/15/05*

**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 checked="" type="checkbox"/> Personal Injury         |
| <input type="checkbox"/> Civil Rights                  | <input type="checkbox"/> Intellectual Property          | <input type="checkbox"/> Probate - Wills                    |
| <input type="checkbox"/> Construction                  | <input checked="" type="checkbox"/> Insurance           | <input checked="" type="checkbox"/> Professional Negligence |
| <input type="checkbox"/> Defamation                    | <input checked="" type="checkbox"/> Labor - Employment  | <input type="checkbox"/> Real Estate                        |
| <input type="checkbox"/> Disabilities                  | <input type="checkbox"/> Landlord/Tenant                | <input type="checkbox"/> Securities                         |
| <input checked="" type="checkbox"/> Elder Issues/Abuse | <input checked="" type="checkbox"/> Medical Malpractice | <input type="checkbox"/> Tax                                |
| <input type="checkbox"/> Environment                   | <input type="checkbox"/> Neighborhood                   | <input type="checkbox"/> Other (specify) _____              |

**5. If you are an attorney:**

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

*35 years*

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

*Insurance defense*

C. What percentage of your practice has been representing plaintiffs *5%* defendants *95%*

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

Jury trials *5* Court trials *1* Judicial arbitrations; *0*

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

*Evaluative/directive*

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

*\$350.00/hour, \$3,000 per diem, including preparation time.*

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

*Conducted over two hundred mediations in a wide variety of cases.*