**PAUL S. FESTENSTEIN, ESQ.**

**MEDIATION RESUME**

**Personal:**

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**areas of Concentration:**

* Insurance Defense: Motor Vehicle, (including Premises Liability, Construction Negligence, Trucking, Professional Negligence (Accounting, Insurance Agent and Dental/Nursing defense).

* Insurance Contract Analysis and Declaratory Judgment Prosecution and Defense.
* First Party Insurance Claim Defense Work (Uninsured Motorist. Underinsured Motorist and Property Insurance Claims (water, fire, theft, burglary, and vandalism claims).
* Commercial litigation involving landlord-tenant and commercial real estate.
* Employment Disputes under Title VII, Illinois Human Rights Act, and Illinois Wage Payment and Collection Act).
* Personal Injury litigation against self- insureds, municipal agencies and the State.

**Current Employer-Title:** Attorney and Partner, Certified Mediator and Arbitrator (Illinois State Bar Foundation Certification); Contract Arbitrator. In UM and UIM claims.

**Work History:** Private Litigation Practice Attorney since November, 1979; UM/UIM Arbitrator since 2013; engaged as advocate during 25 private mediations;

**General:** Engaged in Private Litigation Practice since 1980 at Condon & Cook LLC, f/k/a Condon, Cook & Roche, Ltd. Over thirty-five years as an advocate on behalf of both plaintiffs and defendants both State and Federal courts.

As a trial lawyer, I have tried over twenty third party and first party disputes to verdict In Cook, Kane and Lake County, Illinois; and represented insurers, insureds and employers in mediations and arbitrations before private mediation companies; such as ADR Systems, and Resolute, Inc.

I have advocated for clients in at least 150 pre-trial conferences on behalf of both plaintiffs and defendants; in Cook and the Six Collar Counties of DuPage, Will, Kane, Winnebago, Kankakee and Kendall; as well as LaSalle County.

**Experience in Mediation Process:** I have served as an advocate in more than a dozen mediations involving serious personal injury and property damage disputes, as well as before the Illinois Human Rights Commission in an age discrimination dispute. I represented my clients as an advocate throughout the trial proceedings. During each proceeding I had closely observed the private mediators in those cases. I have learned a about the advantages of the “caucus method” of mediation.

**Mediation Training**: I have recently become a Certified Mediator and Arbitrator via completion of the 40- hour course offered through the Illinois Bar Foundation. Our instructors were Fred Lane, Past President of the Illinois State Bar Association, and Richard “Dick” Calkins, both of whom are highly respected and experienced mediators. Presided over two complete mock mediations; each; as well as conducted three mediations as an advocate in this training. I use the “caucus method” of mediation which is an extremely effective mediation technique. I also have received training in evaluative mediation techniques.

**References:**  Fred Lane, Esq, c/o Lane & Lane, Chicago, Illinois; Kevin Conway, Cooney & Conway, Attorneys at Law, Chicago, Illinois.

**Professional Licenses:** Licensed Attorney in the State of Illinois since 1979; and admitted to practice in the United States District Court for the Northern District of Illinois; 1979.

**Professional Associations:** Illinois State Bar Association; 2010 to the present. American bar Association.

**Education:** University of Illinois, Champaign-Urbana, B. A. in History – May 1976;

Washington University School of Law, St. Louis, Mo., May 1979.