

PANEL OF NEUTRALS

Hon. William H. Abrashkin (ret.)

Jeffrey L. Alitz, Esq.

Hon. Christopher J. Armstrong (ret.)

Mark Bobrowski, Esq.

Lawrence S. DiCara, Esq.

Warren Fitzgerald, Esq.

Hon. Mel L. Greenberg (ret.)

Hon. Harry M. Grossman (ret.)

Hon. Herbert H. Hodos (ret.)

Hon. R. Marc Kantrowitz (ret.)

Arthur P. Kreiger, Esq.

Hon. Leon J. Lombardi (ret.)

Barbara J. Macy, Esq.

Joel M. Reck, Esq.

Bette J. Roth, Esq.

Hon. Alexander H. Sands III (ret.)

F. Sydney Smithers, IV, Esq.

Hon. J. Owen Todd (ret.)

Emil Ward, Esq.

David E. Wilson, Esq.

John "Jack" G. Wofford, Esq.

Panel of Neutrals' Professional Profiles

THE HON. WILLIAM H. ABRASHKIN (RET.)

Mediator | Arbitrator | Case Evaluator



Throughout his career, the Hon. William H. Abrashkin (ret.) has made mediation and other forms of alternative dispute resolution a central focus of his work. As a member of the Supreme Judicial Court Committee on Alternative Dispute Resolution, Judge Abrashkin helped to formulate the standards and rules for court-connected ADR, and also served as civil program co-chair of the Flaschner Judicial Institute Committee on Judicial Involvement in Settlement. As First Justice of the Housing Court, Western Division, he expanded and supervised an ADR program in his court that resolves a high volume of disputes, including many contract, premises liability, discrimination, zoning, and other cases in addition to the court's landlord/tenant caseload. In 2007 Judge Abrashkin received the Judicial Excellence Award from the Massachusetts Judges Conference, of which he remains a member.

After 22 years on the bench, Judge Abrashkin was appointed as Executive Director of the Springfield Housing Authority, in which position he has served for ten years since 2008. He has taught trial practice at the Western New England School of Law and has published a number of articles in legal journals and a chapter on the Law of Sales in the *Massachusetts Practice* series. In 2014, he was named as a Purpose Prize Fellow by the national organization, Encore.org, for his "outstanding contributions to solving challenging problems in the second half of life," based on his work on education of low-income children.

A graduate of Columbia College and the Western New England University School of Law (*cum laude*), Judge Abrashkin served as Editor-in-Chief of the *Western New England Law Review*, and he has served on many boards, including *Massachusetts Lawyers Weekly* and the *Massachusetts Law Review*.

JEFFREY L. ALITZ, ESQ.

Mediator | Arbitrator | Case Evaluator



Jeffrey Alitz chairs the construction and design law section of the national law firm of Freeman, Mathis & Gary, LLP, where he is a partner in the Boston office. His practice includes construction and design law, professional liability/errors & omissions, architects and engineers, cyber liability and tech E&O, miscellaneous professional liability, and real estate agents/brokers.

Mr. Alitz possesses extensive mediation and arbitration experience, particularly concerning construction and real estate disputes. The construction disputes he has mediated and arbitrated run the gamut from property line and ownership disputes to claims concerning the Boston Harbor Cleanup, The Central Artery/Tunnel Project (a/k/a The Big Dig), municipal water and wastewater treatment facilities, public schools and colleges throughout New England, professional sports stadiums, and Boston area high-end condominium and hotel projects. Most recently, Mr. Alitz was involved as counsel for the following successfully-resolved matters:

- For the arbitration and eventual follow-on litigation of a dispute concerning the lay out, design and construction of a phase of the Gillette Stadium complex;
- For the arbitration of disputes arising out of the design and construction of the 657,000 square foot Home Depot Distribution Facility in western, MA (so large its designers had to account for the curvature of the earth in planning its structural elements);
- For the mediation of a dispute concerning the design and construction of a hotel in the Seaport, Boston;
- For the mediation of conflicts concerning the redesign and renovation of the Lenox Hotel, Boston;
- For the seven-day mediation of claims arising from the design and construction of a Cambridge, MA powerplant;
- For the mediation of claims resulting from the construction and operation of wastewater facilities in Hooksett, NH and Winchester, NH, and others throughout New England; and,
- For the mediation of cases in Massachusetts that concern the development and construction of multi-unit residential projects and condominium projects throughout the state.

Mr. Alitz's construction and design practice consists of representing business corporations of all types, including general contractors, subcontractors, owners, developers, suppliers and sureties. He often is called upon to review construction contracts, policies and procedures, and develop preventative strategies to reduce the likelihood of litigation. He also handles construction defect cases and tort claims arising out of construction site accidents.

In 2013–2019, Mr. Alitz was recognized as a Massachusetts Super Lawyer by Law & Politics magazine in the areas of construction litigation and professional liability defense. In 2012–2019, he was selected for inclusion in The Best Lawyers in America® in the fields of commercial litigation, construction law and construction litigation. Mr. Alitz is a member of the Massachusetts Bar Association, New Hampshire Bar Association and Defense Research Institute, and an honorary member of the New Hampshire Chapter American Institute of Architects. He received his J.D. from Boston University School of Law and his B.A. from the University of Vermont.

REBA DISPUTE RESOLUTION, INC.

THE HON. CHRISTOPHER J. ARMSTRONG (RET.)

Mediator | Arbitrator | Case Evaluator



In more than 30 years of public service on the bench, the Honorable Christopher J. Armstrong experienced issues arising out of every possible sector of commerce and industry, hearing thousands of cases and writing more than 1,600 opinions for the Massachusetts Appeals Court.

Before joining REBA Dispute Resolution, Judge Armstrong served on the Massachusetts Appeals Court bench from 1972 until his retirement in July of 2006—over 30 years. From 2000 to 2006, he served as the Court's Chief Justice and was instrumental in expanding the bench from 14 to 25 judges, eliminating the Court's case backlog for the first time in 16 years. From 1988 until 1998, he served as the first Chairman of the Supreme Judicial Court's Committee on Judicial Ethics. He was also a member of the Executive Committee of the Chief Judges Council of the National Center of State Courts for five years until his retirement as Chief Justice of the Appeals Court.

Prior to joining the Appeals Court, Judge Armstrong served in the administration of Governor John Volpe. He was an Assistant Attorney General under Elliot Richardson. He also served as Chief Legal Counsel to Governor Francis W. Sargent from 1969 to 1971 and as Undersecretary of Administration until his appointment to the Appeals Court in 1972.

In 2006, Judge Armstrong received the Boston Bar Association's Citation for Judicial Excellence. In 2008, he received the Chief Justice Edward F. Hennessey Award from the Massachusetts Bar Association. Judge Armstrong graduated from Yale College in 1958 and Yale Law School in 1961.

MARK BOBROWSKI, ESQ.

Mediator | Arbitrator



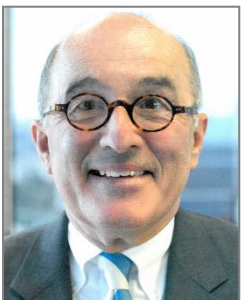
Mark Bobrowski is a principal in the firm of Blatman, Bobrowski & Haverty LLC. He is the author of the *Handbook of Massachusetts Land Use and Planning Law*, now in its third edition. The *Handbook* is frequently cited by the courts of the Commonwealth in their reported decisions regarding land use matters. He has also written numerous articles on topics ranging from affordable housing to protection of the scenic landscape.

Mr. Bobrowski's teaching and practice have focused his expertise to all aspects of zoning, subdivision control and affordable housing. He is frequently engaged by municipalities to assist with large projects, particularly those requiring complicated zoning changes or development agreements. He served as a mediator in Ch. 40B affordable housing appeals to the Housing Appeals Committee. He has litigated dozens of land use cases before the Land Court and Superior Court and argued many times at the appellate level. Mr. Bobrowski has written zoning ordinances and by-laws for nearly 100 of the Commonwealth's cities and towns, and he is a regular speaker at the

conferences of the City Solicitor and Town Counsel Association, the Massachusetts Municipal Association, MCLE's programs, and the Massachusetts Building Commissioners Association, among others. He served on Gov. Romney's Task Force for Affordable Housing.

LAWRENCE S. DICARA, ESQ.

Mediator | Case Evaluator



Larry DiCara is among Boston's most recognized civic leaders. A frequent speaker at colleges, universities and other venues, as well as a regular go-to source in Boston media, Mr. DiCara has taught at Harvard, Boston University and the University of Massachusetts. For more than 40 years, Mr. DiCara has practiced real estate and administrative law and has been intimately involved with the development process in and around Boston. In addition to practicing law, he has also taught at Harvard University, Boston University, and the University of Massachusetts Amherst. Mr. DiCara has served as president or chairman of a number of charitable and civic organizations and has received numerous awards and recognitions. Currently, Mr. DiCara serves as a consultant to owners and developers before the Boston Redevelopment Authority and most every other city and state agency in the Commonwealth. He has extensive experience counseling clients on legislative matters at the federal and state levels. He frequently travels to Washington D.C. to represent clients and on several occasions, he has been named Special Counsel to Massachusetts House of Representatives with respect to redistricting.

In his 2013 political memoir, *Turmoil and Transition in Boston*, Mr. DiCara describes how he was affected personally and politically by the 1970s federally mandated policy that required Boston public school students to be reassigned to schools around the city in order to achieve racial integration. From 1972 to 1981, DiCara was a member of the Boston City Council. In 1978, he was the Council President. When he took office at the age of 22, he became the youngest person to ever serve on the Boston City Council. In 1978, DiCara was President of the Boston City Council, as well as a candidate for Treasurer and Receiver-General of Massachusetts. He finished second in the Democratic Primary behind incumbent Robert Q. Crane. In 1983 he was a candidate for Mayor of Boston. He finished in fourth place with 9.09% of the vote. In 1992, he was an unsuccessful candidate for Chairman of the Massachusetts Democratic Party.

Mr. DiCara has degrees from University of Massachusetts, LL.D., (Hon.); Harvard University, John F. Kennedy School of Government, MPA; Suffolk University Law School, JD; and Harvard College, AB, cum laude. In 1966, he attended Massachusetts Boys State and was elected to represent Massachusetts at American Legion Boys Nation. A graduate of the Boston Latin School, Mr. DiCara is a native of Dorchester and currently resides in Boston.

REBA DISPUTE RESOLUTION, INC.

WARREN FITZGERALD, ESQ.

Mediator | Case Evaluator



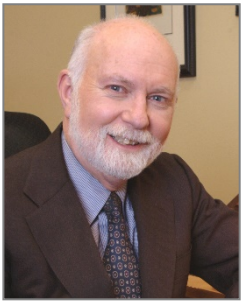
Warren Fitzgerald is a full-time mediator with a wide-range of experience settling cases in many areas of the law, including easements, condominium, environmental contamination, construction, premises liability, business disputes, contracts, insurance coverage, labor and employment, intellectual property, product liability, fires and explosions, professional and medical malpractice, property damage, admiralty, estates and consumer class actions.

Mr. Fitzgerald has more than 30 years' experience as a trial lawyer and negotiator representing both plaintiffs and defendants in business, commercial, municipal and personal injury litigation. He was an associate with the firms of Hutchins & Wheeler and Parker, Coulter, Daley & White and was a partner at Meehan, Boyle & Cohen for 22 years. He began mediating at the request of fellow trial lawyers in the 1980's and participated in several court-supported mediation programs before starting Fitzgerald Dispute Resolution LLC.

A past president of the Massachusetts Bar Association (MBA) and the Massachusetts Academy of Trial Attorneys, Mr. Fitzgerald has lectured many times on topics relating to trial practice and dispute resolution for MCLE and numerous law schools and bar associations. He was chair of the MBA Dispute Resolution Committee from 2007 to 2009 and has been a member of the Massachusetts Trial Court Standing Committee on Dispute Resolution since 2007. He was elected to the American Board of Trial Advocates in 2009. He graduated from Boston University, *magna cum laude* with distinction, where he was inducted into *Phi Beta Kappa*, and Boston University School of Law, where he was an editor of *The Law Review*.

THE HON. MEL L. GREENBERG (RET.)

Mediator | Arbitrator | Case Evaluator



Judge Greenberg served on the Appeals Court bench from 1990 to 2007, after many years of experience on the Trial Court bench. He served on the District Court bench from 1977 to 1983, in the District Court's Appellate Division from 1980 to 1983 and on the Superior Court bench from 1983 to 1990. Prior to 1977, he practiced law in Worcester.

Judge Greenberg is a member of the Massachusetts Judges' Conference, the American Law Institute (ALI) and the New England Appellate Judges' Conference. He has also served as chair of the Boston Bar Association's Bench Bar Committee and as a faculty member of the National Judicial College in Reno, Nevada.

A *magna cum laude* graduate of Clark University, Judge Greenberg received his J.D. from Boston University School of Law, and he also served in the Judge Advocate General Staff of the United States Army Reserve. He is a member of the REBA/DR Board of Directors.

THE HON. HARRY M. GROSSMAN (RET.)

Mediator | Arbitrator | Case Evaluator



Judge Grossman served as an Associate Justice of the Land Court from 2006 to 2014. A graduate of Tufts University, he received his law degree from Suffolk University Law School followed by his L.L.M. in Taxation from the Boston University School of Law.

Judge Grossman began his lengthy public service career at the Massachusetts Department of Revenue, where he served, in turn, as legal counsel to the Division of Local Services, Chief of the Property Tax Bureau, and as the Department's First Deputy Commissioner. Thereafter, he served in the administrations of Governor Cellucci, Acting-Governor Swift and Governor Romney as General Counsel for the Executive Office for Administration and Finance.

Prior to his service on the bench, Judge Grossman served for many years as Adjunct Professor of Business Law at Suffolk University's Sawyer School of Management. During the same period, he served as member and chair of his local zoning board of appeals. Judge Grossman is a member of REBA/DR's Board of Directors.

REBA DISPUTE RESOLUTION, INC.

THE HON. HERBERT H. HODOS (RET.)

Mediator | Arbitrator | Case Evaluator



Judge Hodos served on the Massachusetts District Court bench as an associate justice and then First Justice of the Greenfield District Court from 1993 until his retirement in 2008. In 2008, he was awarded the judicial excellence award for the District Court by the Massachusetts Judges Conference. After his retirement he served as a board member of the Massachusetts Board of Registration in Medicine from 2008-2012. He served as Vice-Chair of the Board and Chair of the Complaint Committee.

Prior to becoming a judge, Judge Hodos practiced law at Robinson and Dibble, and at Levy, Winer, where he was a partner. He also served as a part-time district prosecutor in Franklin and Hampshire counties. He has a breadth of experience as a general practitioner and concentrated in real estate, land use and probate law in his later years of practice.

Judge Hodos has served on many civic, religious and charitable organizations over the years, including presidency of the Franklin County Bar Association, delegate and executive committee of the Massachusetts Bar Association, and is currently a board member of Community Legal Aid. He received his B.A. from Yale University and his J.D. from Boston College Law School.

THE HON. R. MARC KANTROWITZ (RET.)

Mediator | Arbitrator | Case Evaluator



Judge Kantrowitz served as an associate justice in both the Trial Court and Appeals Court where he handled scores of land use related cases. In 2015, three days after leaving the bench, he was in Athens, Ohio serving as a visiting professor/scholar at his alma mater, Ohio University, both lecturing and teaching for the fall semester. The course he taught centered around his most recent book, *Old Whiskey and Young Women: American True Crime Tales of Murder, Sex and Scandal*. In addition to his non-legal writing, which includes three other history-related books, Kantrowitz is the most highly published attorney in the Commonwealth on state law. He has either authored or co-authored books on criminal law, motor vehicle tort law, juvenile law, evidence, and mental health law. He has also written numerous law-related articles and chapters.

While a judge, he served on several SJC committees, most notably as a member of the Model Murder-Manslaughter Jury Instructions Committee; as a member and acting chair of the Bishop-Fuller Committee, established to develop protocol concerning the rights of criminal defendants to review the psychiatric records of complainants who sought psychiatric care; and, perhaps most tellingly, he created and chaired, for several years, the Advisory Committee on Massachusetts Evidence Law, established to assemble the current law into one easily usable document. The Massachusetts Guide to Evidence (Flaschner), created under his guidance, is a mainstay, along with his Criminal Law Sourcebook (MCLE), in courts throughout the Commonwealth. He has also taught at various local institutions and currently teaches criminal trial advocacy at Northeastern University's School of Law.

From 1972 to 1985, Judge Kantrowitz served in the U.S. Army Reserves, leaving as a Captain in the Quartermaster Corps. He earned a B.A., *cum laude*, from Ohio University, an M.A. in political science from Ohio University, and a J.D. from University of Toledo College of Law. To learn more about Judge Kantrowitz, visit www.rmarckantrowitz.com.

ARTHUR P. KREIGER, ESQ.

Mediator



Arthur Kreiger, co-founder of Anderson & Kreiger LLP, has more than 25 years of experience practicing environmental and land use law as a litigator, advocate, counselor and mediator. His areas of expertise include oil and hazardous material contamination, wetlands protection, permitting, environmental impact review, environment insurance, zoning (including agriculture, religious and educational uses and day care), subdivision control and other local permitting and regulation, and other environmental and land use matters.

For nearly 20 years, Mr. Kreiger has successfully mediated cases through the Massachusetts Department of Environmental Protection (DEP), court panels, and privately. He has taught Advanced Environmental Law, addressed judges on the management of complex environmental cases for the Flaschner Judicial Institute, and has written and lectured extensively to the legal and business audiences on a variety of topics.

Mr. Kreiger co-chaired the Steering Committee and the Litigation Committee of the Boston Bar Association's Environmental Law Section, and REBA's Environmental Committee. He is a *cum laude* graduate of the University of Pennsylvania and he received his J.D., with honors, from Columbia Law School.

REBA DISPUTE RESOLUTION, INC.

THE HON. LEON J. LOMBARDI (RET.)

Mediator | Arbitrator | Case Evaluator



Judge Lombardi, one of REBA Dispute Resolution's longest-serving neutrals, has mediated or arbitrated more than 85 cases since joining the panel in 2008. With a mediation settlement rate nearing 70 percent, Judge Lombardi has mediated cases involving permitting, land use and zoning appeals, partitions, easements, and boundary line and adverse possession disputes, as well as condominium disputes, construction contracts, general business disputes as well as general equitable matters within the jurisdiction of the Land Court.

In 2017, REBA/DR's parent, the Real Estate Bar Association, honored Judge Lombardi with the Richard B. Johnson Award, in recognition of his years of outstanding and selfless contributions to advancing the practice of real estate law, his service to the Commonwealth's real estate bar, and his singular support of REBA Dispute Resolution. This award is REBA's highest honor.

Judge Lombardi served as an Associate Justice of the Land Court from 1995 to 2008. During his time on the bench, Lombardi co-chaired a committee consisting of court personnel, private attorneys, and surveyors that drafted the "Manual of Instructions for the Survey of Lands and Preparation of Plans." He also participated as a faculty member in numerous seminars pertaining to Massachusetts easement law. For many years, Judge Lombardi was a member of the Real Estate Bar Association and an ex-officio member of The Abstract Club. Prior to his service on the bench, he was a member of the boards of Suffield Academy; the National Railroad Passenger Corporation (commonly known as Amtrak); Brockton Hospital, Inc.; North Easton Savings Bank; and the Natural Resources Trust of Easton, Inc. Between January 1977 and January 1983, he served in the Massachusetts House of Representatives, representing the towns of Easton, Mansfield and Norton. After leaving the legislature, Judge Lombardi practiced law with Warner & Stackpole in Boston until 1995.

Judge Lombardi is a graduate of Tufts University and received his law degree from Boston University School of Law.

"I had the pleasure of working with Judge Lombardi on a recent matter that was scheduled for arbitration. The matter involved a dispute between two condominium owners that had been languishing on for over four years. From the moment we had our first conference call Judge Lombardi demonstrated an unmatched understanding of the issues between the parties and was able to provide direction and guidance for counsel right away. On the first day of the arbitration, after the conclusion of opening statements, Judge Lombardi stated that he heard significant common ground between the parties. What was supposed to be an all-day arbitration session quickly turned into a negotiation session, led by Judge Lombardi. In less than an hour he was able to successfully negotiate a settlement of the matter which was truly beneficial to all parties. This was the first time that I had been before Judge Lombardi (both as a Judge or an arbitrator) but it most certainly will not be the last, as he was one of the most effective neutrals I have ever dealt with in my 20 plus years of practicing law."

- Jason A. Pithie, Esq.

BARBARA J. MACY, ESQ.

Mediator | Case Evaluator



Barbara Macy has practiced law in Boston for more than thirty years. She has acted as mediator or represented clients in disputes arising in the contexts of buying and selling real estate, condominium issues, probate, unmarried partner dissolutions, malpractice, cooperatives, title, consumer protection, divorce, zoning, boundary issues, landlord-tenant, employment, and criminal cases, among others. Attorney Macy has served as mediator for REBA's pro bono residential foreclosure mediation program in the United States Bankruptcy Court since the inception of that program, with an exceptional record of settlements.

In addition to her private general law and mediation practice, and her work with REBA's foreclosure mediation program in the Bankruptcy Court, Ms. Macy is a member of REBA's Condominium Law and Practice Section, participates in the Lawyer for the Day program at the Suffolk Probate and Family Court, and has acted as a conciliator for civil cases in the Boston Municipal Court. She has also served as a member of the Massachusetts Bar Foundation's Society of Fellows since 1994, reviewing IOLTA funding requests.

Ms. Macy received mediation training at the Community Dispute Settlement Center and is admitted to practice law in Massachusetts, the United States District Court for the District of Massachusetts and the United States Supreme Court. She is a graduate of Boston University (cum laude, 1980) and Northeastern University School of Law (J.D., 1984).

REBA DISPUTE RESOLUTION, INC.

JOEL M. RECK, ESQ.

Mediator | Arbitrator | Case Evaluator



Joel Reck has more than ten years of varied mediation experience involving the following types of disputes:

- Boundary/easement/adverse possession
- Condominiums
- Construction
- Professional malpractice
- Land use and Development
- Personal injury
- Employment
- Workouts/foreclosures

Currently listed in *The Best Lawyers in America* in the specialties of Alternative Dispute Resolution and Real Estate Law, he has been listed as one of the "Nation's Top 10 Real Estate Lawyers" published by the United States Lawyer Rankings guide and named as a leading individual in real estate law in Massachusetts by Chambers USA: America's Leading Lawyers for Business. He served as Chair of the Real Estate Section and as President of the Boston Bar Association and of the Boston Bar Foundation and served on the governing boards of the Massachusetts Bar Association, REBA, the American Bar Association and Massachusetts Continuing Legal Education. He is the recipient of REBA's Richard B. Johnson Award, the Association's highest honor.

Mr. Reck is a member of the American College of Real Estate Lawyers and its Leasing Committee. He is also a former Chair of the Wayland Zoning Board of Appeals and of the Boston Harbor Island Alliance, now Boston Harbor NOW. Mr. Reck has been a former chair and board member of many other non-profit organizations and has served on various governmental task forces.

Mr. Reck is a retired partner from Brown Rudnick LLP and is the former Chair of its Real Estate Department. His practice consisted of structuring, managing and closing sophisticated commercial real estate transactions throughout the United States and included several of the largest development projects and leases in the Greater Boston area. He received his B.A. degree from Bowdoin College and his J.D. degree from Harvard University. He currently serves as an Adjunct Professor at Boston College Law School and as a Massachusetts Continuing Legal Education faculty member to train and certify lawyers to be mediators.

BETTE J. ROTH, ESQ.

Mediator | Arbitrator | Case Evaluator



Bette Roth, a full-time mediator and arbitrator, has handled more than 800 cases involving a wide-range of commercial, employment, securities, construction, real estate, professional malpractice, and family business/real property ownership disputes. Among others, she has settled in mediation real property disputes involving breach of the purchase and sale agreement, adverse possession, easements, title, zoning, inspection, and variance disputes involving the city, family, and surrounding neighbors. Before 1992, Ms. Roth was a trial lawyer for several years in private practice and before that with the federal government. In addition to REBA/DR, Ms. Roth mediates and arbitrates with American Arbitration Association (AAA), CPR Panel of Distinguished Neutrals, FINRA, Resolute Systems, Inc., and Case Closed. She is certified by the International Mediation Institute in The Hague.

Ms. Roth has spoken extensively on mediation and arbitration for MCLE, the BBA, where she served as co-chair of the Dispute Resolution Committee of the Litigation Section, and the American Law Institute-American Bar Association Committee on Continuing Professional Education (ALI-ABA), and she has trained arbitrators through MCLE and mediators through AAA. She has published numerous articles on dispute resolution with *Massachusetts Lawyers Weekly*, *The Practical Lawyer* (ALI-ABA), the *Boston Bar Journal*, PIABA, *NSCP Currents*, MCLE, CCLE, and on antitrust through *The Antitrust Bulletin*. Ms. Roth is the primary editor and contributing author of the national two-volume text, *The Alternative Dispute Resolution Practice Guide* (© 1993-2009 Thomson/West), a finalist for the 1994 CPR book award. This text is widely cited by litigants and judges, and she has become a staple in most law libraries. She publishes its yearly updates, which has kept her on the forefront of dispute resolution developments for the past 17 years.

Recognized for her work in dispute resolution, Ms. Roth was named a "Super Lawyer" in the field of Dispute Resolution by *Boston Magazine* and *Law & Politics Magazine* for each year since 2006. In 2001, she received the John Dunlop Dispute Resolution Award from the Commonwealth of Massachusetts for her work in mediation. Ms. Roth also teaches mediation at Boston University School of Law.

REBA DISPUTE RESOLUTION, INC.

THE HON. ALEXANDER H. SANDS III (RET.)

Mediator | Arbitrator | Case Evaluator



Judge Sands comes to REBA/DR with more than 45 years of experience as a judge, attorney, and ADR practitioner. Judge Sands served as an Associate Justice of the Massachusetts Land Court from 2002-2015, and as a recall justice from 2015-2017, where he authored many decisions of first impression. During his time on the bench, Judge Sands was a pro-active participant in the Land Court's robust court-connected alternative dispute resolution program, always stressing the mediation option at initial case management conferences. He also drafted revisions to the Time Standards of the Land Court, implemented in 2004.

With 15 years on the Land Court bench, his experience on municipal boards and more than 30 years in a transactional real estate practice, Judge Sands is uniquely qualified to mediate any real estate dispute, particularly zoning, permitting and land use matters. He also has extensive experience in affordable housing, with many such cases on the Land Court, resulting in his teaching a unique course on the subject in several Massachusetts

law schools. All of these experiences have honed his role as a communicator and facilitator in ADR matters. In fact, several attorneys involved in recent mediations have remarked that he was able to settle "impossible" real estate situations.

In 1977 he was a founding partner in the Boston law firm of Lynch, Brewer, Hoffman & Sands, and was head of the Real Estate Department, specializing in complex transactional projects in both the residential and commercial fields. He was a member of the Gloucester Planning Board from 1984-1991, where he focused on zoning, land use and subdivision law.

From 2005-2010, he was on the Massachusetts Bar Association Law Review. He has taught seminars for MCLE and the MBA in real estate law, and he has been a judge on moot court panels for Harvard Law School and for high school competitions with the Massachusetts Federal Courts. He is a member of the Abstract Club and the Massachusetts Judges Conference, where he received an award in Judicial Excellence presented in November 2017. He was a primary speaker for the International Land Registration Conference held in Dubai, UAE in 2016.

Judge Sands received his B.A. from Williams College and his J. D. from the University of Virginia School of Law. He has served on many civic, religious and charitable organizations, including Chairman of the Board and Artistic Director of the Annisquam Village Players, one of the oldest continually operating community theaters in the US (where he has directed an annual summer musical for the past 25 years), and on many committees of the Annisquam Village Church in Gloucester, MA. His zest for life has inspired him to write two legal mystery novels, and to run the Boston Marathon annually from 1991 to 2007. In 2014, he received a Gloucester Citizenship Award. In 2016, he fulfilled a bucket list challenge by climbing Mount Kilimanjaro in Africa. Judge Sands is a member of REBA/DR's Board of Directors.

"Judge Sands brings a really unique combination of empathy and experience to mediation. His good-natured personality combined with his usual frank assessment of a case helps the lawyer maintain credibility while moving towards a resolution. I always highly recommend Judge Sands for my real estate disputes."

- Richard D. Vetstein, Esq.

F. SYDNEY "SYD" SMITHERS IV, ESQ.

Mediator | Case Evaluator



Syd Smithers joined the firm of Cain Hibbard & Myers PC in 1971, concentrating in all aspects of residential and commercial real estate. He became a partner and has been directing the firm's Real Estate Department since 1976.

Mr. Smithers is a long-time member of REBA, having served as a member of the Association's Executive Committee, Board of Directors, Chair of the CLE Committee, as well as President in 1987. He was presented with the Association's Richard B. Johnson Award in May of 2001. He also has been a member of the MBA, the Berkshire Bar Assoc., The Abstract Club, NELTA, ALTA, the Mass. City Solicitors and Town Counsel Assoc. & the MCLE Real Estate Curriculum Advisory Committee. In 1998, Mr. Smithers was elected a Fellow of the American College of Real Estate Lawyers.

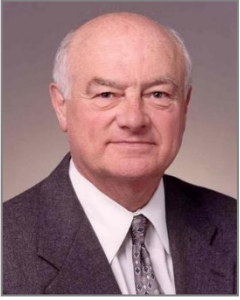
In addition to being active in his local community, Mr. Smithers has served as trustee for The Trustees of Reservations for many years and has served two terms as chairman of its board of directors. A respected author and lecturer, Mr. Smithers' publications include *Massachusetts Highway Law for Surveyors* and contributions to *Crocker's Notes on Common Forms* (8th Ed., MCLE 1995, Supp., 1997, 2000), *Massachusetts Municipal Law* (MCLE, 2002) and *Real Estate Title Practice in Massachusetts* (MCLE, 2003).

Mr. Smithers is a graduate of the Wharton School at the University of Pennsylvania and Boston University School of Law (J.D.).

REBA DISPUTE RESOLUTION, INC.

THE HON. J. OWEN TODD (RET.)

Mediator | Arbitrator



Judge Todd served as an Associate Justice of the Massachusetts Superior Court from 1988 until his resignation in 1992. During his judicial appointment, he presided over a variety of areas including construction, commercial real estate, commercial contract, land use and environmental law. Before his appointment, he was a senior partner in the litigation department of Hale and Dorr, practicing in Massachusetts State and Federal Courts, including the Tax Court. Having returned to the practice of law, he concentrates on trials involving real estate, complex business litigation, intellectual property disputes, tax and corporate securities litigation.

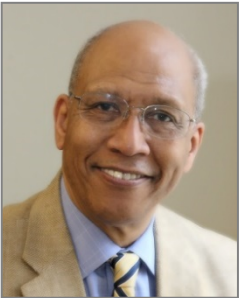
Judge Todd's extensive experience in mediation and arbitration includes matters of environmental issues, complex commercial litigation, employment discrimination and harassment, patent and copyright claims and divorce issues.

A respected author and lecturer, Judge Todd has served as President of the Massachusetts Trial Lawyers Association. He also holds memberships in the American College of Trial Lawyers, the American Bar Association, the Massachusetts Bar Association and the Boston Bar Association. He was Sudbury's Town Moderator and has been the recipient of numerous educational trusteeships and fellowships.

Judge Todd is a graduate of Harvard University and Boston College Law School (J.D.).

EMIL WARD, ESQ.

Mediator | Arbitrator | Case Evaluator



Emil Ward has practiced law for over three decades, during which time he has lectured in the area of landlord and tenant law, has given seminars to landlords and tenants, and to the attorneys for each group, to brokers and judges. During his years in practice, he has served as dispute resolution neutral, mediating disputes successfully in a variety of real estate fields, particularly landlord/tenant conflicts. Mr. Ward brings a broad perspective to his mediation practice, having represented clients in property partition cases, premises liability, partnership dissolutions, easements, housing discrimination, condominium disputes, foreclosure and title issues.

Mr. Ward has taught law at Suffolk University Law School and Boston University Paralegal School. He has been a guest commentator for several television programs and has given television interviews regarding rent control and landlords' and tenants' rights. He was also a guest contributor for over a year on "Real Estate Radio" on WBZ radio.

Mr. Ward has testified before the Massachusetts legislature on various real estate bills. As a consultant to the Massachusetts Association of Realtors (MAR), he has taught their landlord and tenant courses, and has written pamphlets for the Commonwealth of Massachusetts and the Massachusetts Association of Realtors, summarizing the rights of landlords and tenants.

Mr. Ward has written two books on landlord-tenant law, having published a *treatise/cum* practice manual on the subject in 1996 entitled, *Massachusetts Landlord-Tenant Practice: Law and Forms*. The second book, available on Amazon, is entitled, *Massachusetts Landlord-Tenant Practice: Law and Forms; Security Deposits and Last Month's Rent*, and it focuses on how to avoid violating the law and how to avoid treble damages and attorney's fees if you have breached the security deposit laws. Mr. Ward is co-chair of REBA's Residential Landlord/Tenant Section.

DAVID E. WILSON, ESQ.

Mediator | Arbitrator | Case Evaluator



David Wilson, a partner at Corwin & Corwin LLP in Woburn, practices exclusively in the field of construction law, representing subcontractors and suppliers, general contractors and construction managers, sureties, designers and owners, in matters ranging from general advice to trials in district and state courts.

Mr. Wilson has lectured and participated in numerous classes and seminars on construction law with Massachusetts Continuing Legal Education, Suffolk University Law School, Massachusetts Bar Association, Boston Bar Association and Real Estate Bar Association, and with various trade groups, including the Associated Subcontractors of Massachusetts for which the firm is general counsel. He has also drafted significant legislative bills pertinent to construction, a number of which have been enacted into law.

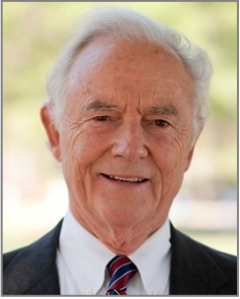
In addition to REBA, Mr. Wilson is an active member of the Boston Bar Association, a former co-chair of its Committee on Construction Law, a former co-chair of its Real Estate Section, and a former co-chair and present member of its Education Committee, and he is also active in a number of charitable organizations. Mr. Wilson is President of Team Heart, Inc., an International Non-Governmental Organization which travels each year to Rwanda to perform life-saving open heart surgeries while helping the country develop its own cardiac surgery program; he is a Director of The Circuit Theatre Company, a talented group of young people that has become one of the most innovative companies in Boston; and he is a long time participant in the Pan Mass Challenge, a 200 mile cycle ride that has raised over \$400 million for the Jimmy Fund of the Dana Farber Cancer Institute.

Mr. Wilson received a J.D. in 1983 from Boston University School of Law, and a A.B. in 1977 from Brown University.

REBA DISPUTE RESOLUTION, INC.

JOHN G. "JACK" WOFFORD, ESQ.

Mediator | Arbitrator



Jack Wofford is a full-time mediator and arbitrator. In solo practice since 1993, Mr. Wofford mediates and arbitrates a wide-variety of disputes, including commercial, employment, environment, family-owned and other closely-held business, insurance, organizations, personal injury, public policy, and complex development, real estate, construction and transportation projects. He has also worked with issues of title insurance companies for damages from alleged wrongful certification of title, of bonding companies for failures in construction and of tort liability insurers for environmental cleanup and damages from hazardous waste.

In 1999, President Clinton appointed Mr. Wofford to a seat on the Federal Service Impasses Panel, which resolves disputes in negotiations between the Federal Government and its unionized employees. In the 1970's, Mr. Wofford served in both state and federal government, as Director of the Boston Transportation Planning Review, as Associate Commissioner of the Massachusetts Department of Public Works, as the first Director of the Central Transportation Planning Staff for the Boston region, and as Deputy General Counsel of the US Department of Transportation.

Mr. Wofford is a graduate of Harvard College and Oxford University (Rhodes Scholar) and Harvard Law School (LLB). He received mediation training at the Massachusetts Office of Dispute Resolution, the Program on Negotiation at Harvard Law School and Cambridge Dispute Settlement Center.