

ERIC R. MAX, ESQ.
New Jersey Office of Dispute Settlement
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PROFESSIONAL EXPERIENCE

Director, Office of Dispute Settlement
N.J. Department of the Public Defender
Trenton, NJ 1988-Present

Director of nationally recognized state dispute resolution office which mediates the most complex civil cases for the state and federal courts in New Jersey. Personally served as court-appointed mediator in over 1,000 cases and settled claims in excess of \$1 billion. Designed and implemented cutting-edge mediation programs to address specific classes of cases. Received national award for work mediating cases in the public interest.

Significant cases mediated include:

- *\$500 million environmental insurance coverage dispute between a Fortune 500 company and 40 of its insurance carriers;
- *\$100 million federal class action lawsuit involving the proposed demolition of all high-rise public housing in Newark, N.J.;
- *\$100 million lawsuit between the state of New Jersey and two Fortune 500 companies regarding the construction of a light rail line;
- *\$25 million contract dispute between a major medical center and insurance company impacting on the health care coverage of thousands of people;
- *\$10 million litigation between a Fortune 500 company and multiple state and federal agencies regarding the clean-up of a major oil spill in the waters between New York and New Jersey.

Program Design and Implementation:

- *In conjunction with the state courts, designed and implemented a precedent setting statewide foreclosure mediation program which is handling thousands of cases;
- *Designed and implemented an arbitration program to resolve hundreds of property damage claims brought under the NJ Underground Facility Protection Act;
- *Designed and implemented an arbitration program to resolve hundreds of new home construction claims brought under the NJ New Home Warranty Act;
- *Designed and implemented a state court medical malpractice mediation pilot program.

Associate, Dewey Ballantine

New York, NY 1986-88

Associate in litigation department of 250 person law firm. Responsible for all areas of trial preparation in complex civil cases including: drafting motions, conducting depositions, research and writing briefs.

PROFESSIONAL AWARDS

CPR Legal Program Award for Outstanding Practical Achievement in Alternative Dispute Resolution, 1989

Co-recipient of a national award with U.S. District Court Judge Dickinson R. Debevoise for the successful mediation of a federal class action lawsuit involving the proposed demolition of all high-rise public housing in Newark, NJ.

TEACHING EXPERIENCE

(Negotiation and Mediation courses)

New York University Wagner Graduate School of Public Service, New York, NY

Adjunct Professor, 2012-present

New York University School of Law, New York, NY

Adjunct Professor, 2011-present

Princeton University, Woodrow Wilson School, Princeton, NJ

Visiting Lecturer, 1992

NEGOTIATION TRAININGS CONDUCTED

NJ Office of the Attorney General (annually, 1990-present)

NJ State Police (annually, 1990-present)

NJ Office of the Public Defender (annually, 1990-present)

NJ Department of the Public Advocate (annually, 2005-2010)

NJ Department of Environmental Protection (2005, 2010)

LEGAL PUBLICATIONS

Confidentiality in Environmental Mediation, 2 N.Y.U. Environmental Law Journal, 210 (1993)

Bench Manual for the Appointment of a Mediator, 136 Federal Rules Decisions, 499 (1991)

PROFESSIONAL PRESENTATIONS

Third Circuit Judicial Conference, NJ Judicial College, NJ Judicial Orientation Program, Harvard and Columbia Law Schools, NYC Bar Association.

MEMBERSHIPS

Bars: NJ (1989), NY (1987), MA (1986), D.N.J. (2011)
NJ Supreme Court Committee on Complementary Dispute Resolution (2010-present)
Federal Court Mediation Panels (D.N.J and S.D.N.Y, 2010-present)
NJ State Bar Association Section on Dispute Resolution (1995-2005)
Honorary Master, Justice Garibaldi American Inn of Court on ADR (1998-2000)
Committee on Arbitration and ADR, New York City Bar Association (1987-1990)
Vice Chair, Coordinating Group on ADR, ABA Section on Natural Resources, Energy and Environmental Law (1985-86)

EDUCATION

Harvard Law School Program on Negotiation, Cambridge, MA
Specialization in Negotiation and Dispute Resolution, 1986

Boston University School of Law, Boston, MA
J.D., 1986
Honors: Paul J. Liacos Distinguished Scholar

Vassar College, Poughkeepsie, NY
A.B., 1982