

PEPPERDINE UNIVERSITY

Graziadio School of Business and Management

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Profile

Dynamic, insightful, highly-regarded adjunct law professor and business instructor with more than 20 years of hands-on legal and business experience. Legal positions include in-house counsel to an international firm, litigator for local law firms, and more than 15 years as a solo practitioner. Winner of several awards for business management and outstanding teaching; author of a popular law school course and the accompanying textbook. Committed to the principles of community service, ethical business management and exceptional legal and business education.

Areas of Significant Expertise

Alternative Dispute Resolution

Liability and personal injury: transportation, real estate and construction

Insurance law: product liability defense and insurance fraud

Business law, particularly as counsel to small and medium businesses

Defense of professional malpractice

Teaching Experience

Lecturer, Pepperdine University, Graziadio School of Business and Management, MBA / MIB programs, 1996-present

! Business Law ! Regulatory Environment ! Negotiation and Resolution of Conflict

Adjunct Professor, Pepperdine University Law School, Straus Institute of Dispute Resolution, 1996-present

! Alternative Dispute Resolution

Textbook Author/Editor

Business Negotiations and the Resolution of Conflict. Michael B. Rainey, ed.
Sharp Publications, 1998

Course Author

"Business Negotiation and the Resolution of Conflict", Now taught at Malibu, Culver City, Encino, Westlake, Pasadena, and Irvine

Volunteer Instructor

Computer skills, West Law, computer legal research, 1981-1984

Teaching Awards

Outstanding Teaching Award, Pepperdine University Graziadio School of Business and Management, 2000 and 2001

Legal Experience

Positions Held

Principle Attorney, Law Offices of Michael B. Rainey & Associates, 1987-present
Associate Counsel, Berger, Kahn, Shafton & Moss, Los Angeles, California, 1984-1987

Associate Attorney, Kern & Wooley, Los Angeles, California, 1982-1984

Attorney-In House Counsel, American Honda, Honda Motor Company, and Honda R&D, Gardena, California, 1979-1982

Law Clerk, Early, Maslach, Levy & Nutt, Los Angeles, California, 1975-1979

Key Experience

Alternative Dispute Resolution: Creator of an ADR business specializing in mediation of construction, real property, personal injury and complex litigation cases. Active in numerous dispute resolution panels and organizations. Mediator with Los Angeles Superior Court and Ventura Superior Court panels; former JAMS/Endispute panel member; contract mediator with California Department of Insurance and the Equal Employment Opportunity Commission (EEOC)

Honda Companies: Served as counsel for all Honda product liability lawsuits in the western third of U.S. Coordinated Honda's defense and served as the liaison between Honda, its insurers, and local counsel from foreign jurisdictions. Also served as co-counsel in major injury trials in 7 U.S. cities.

Transportation Accident Cases: Investigated and managed litigation through trial of accident cases involving airlines, airplanes, helicopters, motorcycles, automobiles and trucks, as well as major construction losses and other complex cases involving major injury or extensive property damage.

Related Recognition

Businessman of the Year, Business Advisory Council, 2003

Martindale-Hubbell rated AV® litigator

Consulting Experience

Ingram Micro Incorporated: Created a presentation for the World Economic Council, 2004

Selected Presentations

World Economic Council, Davos consulted to create presentation for Ingram Micro Inc., 2004

California Senate, invited speaker testifying at hearings on mediation certification *Pepperdine University's Masters Forum*, presenter and panel moderator, 2002 and 2000

Motorcycle Safety Foundation, national and international symposiums: Presented research papers on vehicle dynamics, wet brake characteristics and handling issues of single track, two-wheeled vehicles, and conspicuity.

Selected Publications

Regular contributor to legal and business publications on the state and national level. A selective list of publications attached. Occasional contributor to training films for use by law students. A full list of publications or sample videos provided upon request.

Community Experience

Programs Served

Woodland Hills Rotary, member and director, 5 years

Pacific Lodge Youth Services, Board Member and Committee Chair, 3 years

Pacific Lodge Boys Home, Board President, Committee Chair, and Director Youth-At-Choice, camp leader, 1986-2001

Related Awards

California State Assembly recognition for charitable work

California State Senate recognition for service to Pacific Lodge Youth Services

Military Experience

Service

Army National Guard: Pilot, Executive Officer Aviation Company, 6 years

United States Army: Captain, Pilot, Combat Platoon Leader RVN, 4 years

United States Army: Flight Instructor, regular and combat, Boeing CH-47, Fort Rucker, Alabama, 1 year

Pilot: Commercial pilot's license (Certificate 1894006, 1968). Type rated, multi-engine, instrument, approximately 3,200 hours logged

Awards

Bronze Star and Air Medals

Interests

Family, travel, building and refurbishing housing for others, woodcraft, and

maintaining computers.

Professional Memberships and Registrations

California State Bar (1980-SBN 94260)
Southern California Mediation Association
All Federal District Courts in California (1981)
Ninth Circuit Court of Appeals (1981)
Court of Customs & Patents Appeals (1983)
United States Court of Military Appeals (1980) later amended to C.A.A.F.
Court of International Trade (1981)
Tax Court (1983)
Federal Court of Temporary Appeals (1984)

Education

Masters of Law	Pepperdine University, Straus Institute of Dispute Resolution, 2003
Juris Doctorate	Loyola Law School, Los Angeles 1979
Bachelor of Arts	(<i>Alpha Sigma Nu</i> honor society), Loyola University, Westchester, 1974

Publications

"**Some Mediation Tips**" San Fernando Valley and Santa Clarita Valley Realtor Report, Vol. 84; Issue 5, February 3, 2004

"**Negotiating Effectively: The first move - a strategic choice**" Graziadio Business Report, December 9, 2003

"**The Car Deal: An exercise to teach about 'opening gambits' in negotiation,**" Graziadio Business Report, December 9, 2003

"**A Brief on Military Law**" paper and presentation, Pepperdine University, Graziadio School of Business and Management, Academic Forum, May 14, 2002

"**Mediation Explained**" Southland Regional Association of Realtors, Realtor's Report, Vol. 81, Issue 35, August 28, 2001

"**Rider Conspicuity**" Friction Zone, Motorcycle Media, July 2000

United States vs. MAJ Louis B. Niles [United States Court of Appeals for the Armed Forces] (2000) USCA Dkt N. 95-0738/AR

United States vs. MAJ Louis B. Niles [United States Army Court of Criminal Appeals] (2000) Army 9200448

Business Negotiations and the Resolution of Conflict, Michael B. Rainey, ed. Sharp Publications (MBA/MIB text for Negotiation Class, Graziadio School of Business & Management), 1998

"**Why We Mediate,**" Business Negotiation and the Resolution of Conflict, Michael B. Rainey, ed. Sharp Publications, 1998

"**Why Mediate?**" Southland Regional Association of Realtors, *Realtor's Report*, Vol. 77, Issue 52, December 23, 1997

United States vs. MAJ Louis B. Niles United States Court of Appeals for the Armed Forces 45 M.J. 455 (1996)

United States vs. MAJ Louis B. Niles United States Court of Military Appeals 39 M.J. 878 (1994)

Powers vs. Superior Court (Equis Estates, LTD) California Supreme Court, S013236 (December, 1989) ¹

¹ Ordered not published by the Court

Powers vs. Superior Court (Equis Estates, LTD) Court of Appeals (2nd District)
B046258 (November, 1989) ²

Am I my Brother's Keeper, Graziadio Business Report, 2005, Volume 8, Issue 4

Handling Better Business Bureau Vehicle Claims, Los Angeles Lawyer, 2005,
November, page 19

Film Credits

Divorce Court Avery vs. Avery, Show #68, Dir. Randy Cohen, Produced by Peter Locke and Donald Kushner – Counselor for the Petitioner

Pepperdine University-Straus Institute of Dispute Resolution – two training films. Both are in post production editing as of this time.

Author's Night; A Discussion of 'Business Negotiations, Calabasa Regional Television Cable Network, August 2003

Pending

"A Matter of Perception" Proposed law review article currently with editor

"The Marriage Quandry" Proposed article currently with editor

² Ordered not published by the Court