

# BENJAMIN F. DAVIS, JR.

3027 Redford Drive  
Greensboro, N.C. 27408  
(336) 282-2095  
benfdavisjr@hotmail.com



## BACKGROUND

- 1968 *University of North Carolina at Chapel Hill*; BA
- 1971 *Harvard Law School*; JD
- 1971-1972 *Law Clerk to the Honorable James B. McMillan*  
United States District Court for the Western District of North Carolina
- 1972-2002 *Smith Moore, LLP* (and predecessor firms); Greensboro, NC  
[Smith Moore Leatherwood, LLP, as of 2008]
- Practice consisted primarily of commercial litigation, banking and bankruptcy law
  - Participated in numerous mediations in state and federal courts as litigation counsel
  - Retired from Smith Moore, LLP, in 2002 after 30 years with the firm

## MEDIATOR

- Certified Superior Court Mediator* (NC Dispute Resolution Commission)  
Mediator for federal and state courts, including NC Business Court
- Served as mediator in numerous cases in federal and state courts, including the NC Business Court. Types of cases and issues mediated include banking law, corporate, securities, commercial and contract disputes, ERISA and employment, bankruptcy, personal injury, health care, construction and real estate disputes
  - Served as mediator in numerous pre-litigation disputes
  - Graduate of Mediation and Advanced Mediation Training courses

## ARBITRATOR

NC General Court of Justice; US District Court, Middle District of NC

## JUDICIAL

Served as Claims Administrator (appointed pursuant to court order) in class action settlement. *McPhatter, et al. v. Citigroup Global Markets, Inc. et al.*, Guilford County Superior Court, Case No. 03 CVS 3555. Responsibilities included supervision of entire claims process and distribution of more than 17 Million Dollars in escrow funds in accordance with court orders and stipulation of settlement.

## BAR ADMISSIONS

North Carolina (1971); US Court of Appeals for Fourth Circuit; all NC federal courts

## GENERAL REFERENCES

Jonathan R. Harkavy  
Patterson Harkavy, LLP  
Greensboro, NC  
(336) 370-4200

Robert R. Marcus  
Gregory G. Holland  
Smith Moore Leatherwood, LLP  
Greensboro, NC  
(336) 378-5200

Richard W. Ellis  
Ellis & Winters, LLP  
Raleigh, NC  
(919) 865-7000

**SPECIFIC DISPUTE RESOLUTION REFERENCES**

***COMMERCIAL  
AND  
CONTRACT  
DISPUTES***

Randolph M. James  
Randolph M. James, PC  
Winston-Salem, NC  
(336) 0724-7707

Robert A. Sweetapple  
Sweetapple Broeker & Varkas, PL  
Boca Raton, FL  
(561) 392-1230

Robert King III  
James C. Adams II  
Brooks Pierce McLendon Humphrey & Leonard, LLP  
Greensboro, NC  
(336) 373-8850

Andrew S. Chamberlin  
C. Scott Meyers  
Ellis & Winters, LLP  
Greensboro, NC  
(336) 217-4193

Kenneth B. Oettinger, Jr.  
Michael Montecalvo  
Womble Carlyle Sandridge & Rice, PLLC  
Winston-Salem, NC  
(336) 721-3600

Thomas F. Roupas, Jr.  
Greensboro, NC  
(336) 272-7272

Amiel J. Rossabi  
Emily J. Meister  
Rossabi Black Slaughter, PA  
Greensboro, NC  
(336) 378-1899

G. Neil Yarborough  
Yarborough Winters & Neville, PA  
Fayetteville, NC  
(910) 433-4433

Donald R. Pocock  
Mark A. Stafford  
Nelson Mullins Riley & Scarborough, LLP  
Winston-Salem, NC  
(336) 774-3300

Michael L. Robinson  
Robinson & Lawing, LLP  
Winston-Salem, NC  
(336) 631-8500

***BANKING LAW***

Johnny M. Loper  
Womble Carlyle Sandridge & Rice, PLLC  
Raleigh, NC  
(919) 755-2100

Houston Oppenheimer  
Bornstein & Oppenheimer, PLLC  
Louisville, KY  
(502) 895-8787

Denis E. Jacobson  
Jeffrey S. Southerland  
Tuggle Duggins, PA  
Greensboro, NC  
(336) 378-1431

Arthur H. Rice  
Kenneth B. Robinson  
Rice Pugatch Robinson & Schiller, PA  
Fort Lauderdale, FL  
(305) 379-3121

***CORPORATE***

Kenneth W. McAllister  
The McAllister Firm, PLLC  
High Point, NC  
(336) 882-4300

Kenneth R. Keller  
Michael J. Allen  
Carruthers & Roth, PA  
Greensboro, NC  
(336) 379-8651

J. Alexander S. Barrett  
Jason B. Buckland  
Hagan Davis Mangum Barrett Langley & Hale, PLLC  
Greensboro, NC  
(336) 232-0650

A. P. Carlton  
Carlton Law, PLLC  
Raleigh, NC  
(919) 600-6272

***BANKRUPTCY***

Christine L. Myatt  
Nexsen Pruet, PLLC  
Greensboro, NC  
(336) 373-1600

Jeffrey E. Oleynik  
Brooks Pierce McLendon Humphrey & Leonard, LLP  
Greensboro, NC  
(336) 271-3182

John A. Northern  
Northern Blue, LLP  
Chapel Hill, NC  
(919) 968-4441

Patricia Molteni  
National Association of Attorneys General  
Washington, DC  
(202) 326-6251

***SECURITIES***

David W. Long  
Cynthia Van Horne  
Poyner & Spruill, LLP  
Raleigh, NC  
(919) 783-6400

***CLASS ACTION  
LITIGATION***

Kimball R. Anderson  
Winston & Strawn, LLP  
Chicago, IL  
(312) 558-5858

Richard J. Doherty  
Horwitz Horwitz & Associates, LTD  
Chicago, IL  
(312) 372-8822

Frederick L. Berry  
Barron & Berry, LLP  
Greensboro, NC  
(336) 274-4782

Maria Papoulias Wood  
Yates, McLamb & Weyher, LLP  
Raleigh, NC  
(919) 835-0900

**HEALTH CARE**

Elizabeth D. Scott  
Williams Mullen  
Raleigh, NC  
(919) 981-4004

James M. Roane III  
Roane Law  
Greensboro, NC  
(336) 790-5194

Susan M. Fradenburg  
Smith Moore Leatherwood, LLP  
Greensboro, NC  
(336) 378-5200

**EMPLOYMENT  
LAW**

David B. Puryear, Jr.  
Puryear and Lingle, PLLC  
Greensboro, NC  
(336) 218-0227

Patti W. Ramseur  
Smith Moore Leatherwood, LLP  
Greensboro, NC  
(336) 378-5200

Christopher M. Mason  
Nixon Peabody, LLP  
New York, NY  
(212) 940-3000

**CONSTRUCTION  
LAW**

Richard D. Conner  
A. Holt Gwyn  
Jay M. Wilkerson  
Conner Gwyn Schenck, PLLC  
Greensboro, NC  
(336) 691-9222

**REAL ESTATE  
LAW**

James K. Pendergrass  
Pendergrass Law Firm, PLLC  
Raleigh, NC  
(919) 510-9559

**CONSUMER  
RIGHTS**

Suzanne Begnoche  
Chapel Hill, NC  
(919) 960-6108