

## ADR RESUME OF H. BRUCE SHREVES

### PERSONAL:

Birth Date: May 2, 1943

Address: Home: 33 Heron Street

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### EDUCATION:

Holy Cross College, Worcester, Massachusetts,  
1961-1965. A. B. History

Georgetown University Law School, Washington, D.C.  
J.D. Degree, 1969.

### LEGAL EXPERIENCE:

1969-1973

Captain, Judge Advocate General Corps, United States Army, stationed at Fort Benning, Georgia. Defense counsel and prosecutor in military criminal trials. Chief Prosecutor (1972-73), Chief of Military Justice (1973). As Chief of Military Justice, I had direct supervision over all prosecution and defense attorneys at Fort Benning.

1973-1976

Associate, Deutsch, Kerrigan & Stiles. Member of the General Litigation Section, and my practice was devoted almost exclusively to construction and surety bond litigation in State, Federal and Boards of Contract Appeals.

1977-1979

Partner, Deutsch, Kerrigan & Stiles.

1979-Present

Partner, Simon, Peragine, Smith & Redfearn, LLP.  
Head of Construction and Surety Litigation Group

**COURTS ADMITTED:**

South Dakota Supreme Court, 1969  
U.S. Court of Military Appeals, 1970  
Louisiana Supreme Court, 1972  
All Federal District Courts in Louisiana  
United States Court of Appeals for the Fifth Circuit  
U. S. Court of Claims

**PROFESSIONAL ASSOCIATIONS:**

Louisiana State Bar Association (Chair, Fidelity, Surety  
& Construction Section 1995-)  
South Dakota Bar Association  
Federal Bar Association  
New Orleans Bar Association  
American Bar Association (Committee on  
Fidelity & Surety Law of TIPS); Chair, August 1999-2000)  
ABA Forum Committee on the Construction Industry  
International Association of Defense Counsel  
American Arbitration Association – Master Mediator Panel  
American Arbitration Association – Panel for Large Complex Cases  
American College of Construction Lawyers (Chair, ADR Committee, 2016-2017)

**HONORS AND AWARDS:**

2017 CityBusiness Leader in Law

America's Top 100 Attorneys Lifetime Achievement Member

Best Lawyers:

- 2018 Lawyer of the Year, Arbitration
- 2016 Lawyer of the Year, Arbitration
- 2015 Lawyer of the Year, Mediation
- 2014 Lawyer of the Year, Arbitration
- 2013 Lawyer of the Year, Mediation
- 2012 Lawyer of the Year, Construction Litigation

Super Lawyers:

- Louisiana Super Lawyers, 2009 – 2017
- New Orleans Super Lawyer, 2013 – 2017
- Top 10 Lawyer, 2010 - 2016

Recipient of the Martin J. Andrews Award for Lifetime Achievement in Fidelity and Surety Law.

### **MEDIATIONS AND ARBITRATIONS:**

H. Bruce Shreves is an active arbitrator and mediator. He has mediated over 500 complex construction cases, and has been an arbitrator for the American Arbitration Association in over 400 cases involving a number of complex construction cases.

H. Bruce Shreves recently served on two recent ICDR panels in a four week arbitration in New York City involving a power plant project in the Caribbean (arbitrations are confidential, but this arbitration award was challenged and was upheld in a reported case). The case involved numerous witnesses and thousands of documents, was decided in a "baseball" arbitration forum. The decision was challenged and the case was affirmed by the Federal District Court in the case of *Plant Performance Services, International, Ltd v. General Electric International, Inc. and Hovensa, LLC*, 09 Civ. 0678 (SCR), USDC , S.A. N.Y. 2009).

Many of the mediations that have been conducted by Mr. Shreves are in the Louisiana, Texas, Mississippi area, although some of the more significant mediations done over the past couple of years out of state are the following:

1. Mediation of a multi-party case involving a high rise condominium in South Florida involving contractor, subcontractor and surety. The successful mediation was conducted over a period of several days.

### **References:**

Stuart H. Sobel, Esq.  
Siegfried, Rivera, Lerner, DeLaTorre & Sobel, PA  
201 Alhambra Circle, Suite 1102  
Coral Gables, FL 33134

E. A. "Seth" Mills, Jr., Esq.  
Mills, Paskert, Divers  
100 North Tampa Street, Suite 2010  
Tampa, FL 33602

2. **Georgia State Finance Commission v. LPS Construction Co. Inc., et al**

Mediation in 2010 involving approximately eighteen parties that was conducted in Atlanta over a period of a number of days involving the alleged construction deficiencies at a state hospital project. The successful

mediation was conducted pursuant to a court order.

**References:**

George C. Reid, Esq.  
The Reid Firm, LLC  
3330 Cumberland Boulevard, Suite 925  
Atlanta, GA 30339

John V. Burch, Esq.  
Mark H. Bardack, Esq.  
Bovis, Kyle & Burch, LLC  
200 Ashford Center North, Suite 500  
Atlanta, GA 30338-2668

William R. Wildman, Esq.  
SUTHERLAND  
999 Peachtree St NE., Suite 2300  
Atlanta, Georgia 30338

Matthew A. Barrett, Esq.  
Fields, Howell, Athans & McLaughlin, LLP  
191 Peachtree Street N, Suite 4600  
Atlanta, GA 30303

3. Mediation in Nashville, TN involving claims by surety against various engineers on an underwater pipeline project. The case brought about the mediation was reported at *Acuity, A Mutual Insurance Company v. McGehee Engineers, Inc., et al*, In the Chancery Court for Montgomery County, In the State of Tennessee, at Clarksville, Case No. MC CH CV CD 05-9.

**References:**

Lawrence R. Moelmann, Esq.  
Hinshaw & Culbertson, LLP  
222 N. LaSalle Street, Suite 300  
Chicago, IL 60601

David Garst, Esq.  
Lewis, King, Krieg & Waldrop, P.C.  
201 Fourth Avenue North, Suite 1500  
Nashville, TN 37219

Jeff Orr, Esq.  
Smith, Cashion & Orr, PLC  
231 Third Avenue North  
Nashville, TN 37201

4. Mediation in Chicago between a City in the Chicago area and a subdivision bond surety in March 2010.

**References:**

Lawrence R. Moelmann, Esq.  
Hinshaw & Culbertson, LLP  
222 N. LaSalle Street, Suite 300  
Chicago, IL 60601

Cornelius Riordan, Esq.  
Riordan, Donnelly, Lipinski & McKee, Ltd.  
10 North Dearborn Street, 4<sup>th</sup> Floor  
Chicago, IL 60602

5. Mediation in Atlanta involving a Developer, General Contractor and Concrete Subcontractor on a high rise luxury hotel.

**References:**

Jennifer W. Fletcher, Esq.  
Sutherland, Asbill & Brennan, LLP  
999 Peachtree Street, N.E.  
Atlanta, GA 30309

T. Bart Gary, Esq.  
Freeman, Mathis & Gary, LLP  
100 Galleria Parkway, Suite 1600  
Atlanta, GA 30339

**Louisiana References:**

Danny Shaw Esq.  
Shaw, Norton, Degan, LLP  
No. 3 Sanctuary Blvd., Suite 201  
Mandeville, LA 70471

Lloyd N. Shields, Esq.  
Shields, Mott, L.L.P.  
650 Poydras St., Suite 2400  
New Orleans, LA 70130

Albert Dale Clary, Esq.  
Long Law Firm, LLP  
One United Plaza, Suite 500  
4041 Essen Lane  
Baton Rouge, LA 70809

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Baton Rouge, LA 70809

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[Salley Hite Mercer & Resor, LLC](#)  
365 Canal St., Suite 1710  
New Orleans, LA 70130

Eric A Kracht, Esq.  
Kracht & Frazier, LLP  
5149 Bluebonnet Blvd.  
Baton Rouge, LA 70809

Bruce Burglass, Esq.  
Christopher Tankersley, Esq.  
Burglass & Tankersley  
5213 Airline Drive  
Metairie, LA 70001

Deborah Foshee, Esq.  
Jefferson Parish Attorney  
1221 Elmwood Park Blvd., Suite 701  
Jefferson, LA 70123

**SELECT PAPERS AND LECTURES:**

Speaker, *Revolution in Construction Industry Insurance and Surety Law: Current Developments and Trends*, American Bar Association, Forum Committee on the

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Construction Industry and the Fidelity and Surety Law Committee of the Section of Tort and Insurance Practice, January 22, 1987, New York.

Speaker, *Developments and Trends in Construction, Insurance and Surety Law*, Loyola Law School Institute for Continuing Legal Education, New Orleans, Louisiana, February 19-20, 1988.

Speaker, *Construction Litigation in Louisiana - Theories of Recovery*, Louisiana Association of Defense Counsel, February 16, 17, 1990.

Co-author *The Rights And Obligations of The Construction Surety Under Standard Form Arbitration Clauses*, (Defense Research Institute Annual Fidelity & Surety Meeting), May 10, 1991.

Speaker, *Developing A Case Plan*, American Bar Association, Fidelity and Surety Committee, Tort and Insurance Practice Section, January 24, 1992, New York.

Speaker, *Law of Suretyship*, American Bar Association, Tort Insurance Practice Section, New York, New York, May 1993.

Speaker, *Update on Louisiana Construction and Surety Law*, Louisiana Association of General Contractors, Inc., Perdido Beach Resort, July 7, 1994.

Speaker and Moderator, Associated Builders and Contractors, Inc., Sandestin Beach Hilton, Destin, Florida, July 17-19, 1996.

Speaker and Moderator, *Mediation of the Construction Case*, The Associated General Contractors of America, Del Lago Resort, Montgomery, Texas, July 31-August 4, 1996.

Speaker, American Arbitration Association, *Mediating the Complex Multi-Party Construction Dispute* (2001).

Speaker, *Construction Arbitration*, American Arbitration Association, National Forum on Conflict Resolution in the Construction Industry conference, Chicago, Illinois, November 13-14, 2003.

Speaker, American Arbitration Association, Neutrals Conference, San Antonio, Texas, March 5-6, 2004.

Speaker, American Arbitration Association, Neutrals Conference, Atlanta Georgia, October 15-16, 2004.

Speaker, LSU Construction Law Seminar, *Arbitration and Mediation in the Construction Industry*, Baton Rouge, Louisiana, October 25, 2004.

Co-Chair and Speaker, *The Texas Construction Client Doing Business in Louisiana: The General Essential*, December 9, 2005, Houston, Texas.

Speaker, ABA-TIPS/LSBA 2006 Katrina Program, *Mediation - What is it? How Does It Work?* New Orleans, Louisiana, May 6, 2006.

Speaker, American Arbitration Association, The Construction Mediation Conference, *What You Can't Not Know, Is Mediation Vulnerable to Lawsuits? Analysis of Recent Litigation*, Miami, Florida, March 30, 2007.

Speaker, LSU Construction Law Seminar, Construction Defect Litigation Case, *Mediation of the Multi-Party Construction Defect Case*, Baton Rouge, Louisiana, September 21, 2007.

Speaker, National Bond Claims Association, *What Happened To My Mediation - Five Rules To Keep Your Mediation Out Of Court*, Scottsdale, Arizona, October 10-12, 2007.

Speaker, New Orleans Bar Association, Construction Law Seminar, *Mediation of the Complex Construction Case: An Overview*, New Orleans, Louisiana, June 22, 2010,

Speaker, New Orleans Bar Association, ADR Committee Luncheon, *How to Lose a Mediation in Ten Steps*, New Orleans, Louisiana, July 1, 2010.

Speaker, Louisiana Construction Law Seminar, *How to "Win" Your Construction Mediation*, Baton Rouge, Louisiana, September 24, 2010.

Speaker, Louisiana State Bar Association/ADR Section Seminar, *Mediation of the Complex Construction Case: An Overview*, New Orleans, Louisiana, October 22, 2010.

Speaker, ABA, Section of Dispute Resolution, *Eight Annual Advanced Mediation and Advocacy Skills Institute*, Fort Lauderdale, Florida, November 11-12, 2010.

Speaker, American Bar Association, Forum on the Construction Industry, *Do You Think It's Alright? Pushing the ADR Envelope - Getting Out of the Arbitration Weeds*, New York, January 20, 2011.

Speaker, American College of Construction Lawyers, Key Biscayne, Florida, February 19-22, 2015, *Current Trends In Contractor Licensing Enforcement & Other Perils To the Start Of A Project*.

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Moderator, American Bar Association, Fidelity & Surety Law Committee, 2016 Mid-Winter Meeting, Fidelity Program, Substance and practice: Mediating the Complex Fidelity Claim and Evaluating Claim arising From Securities Law Violations: Mediation Panel: *Mediation Strategies and Ethical Issues Arising while Private Sessions with the Mediator*, New York January 21, 2016

Speaker, Baton Rouge Bar Association Construction Law Section, June 7, 2016, *How Did I Lose This Arbitration?*

Speaker, Surety Claims Institute Annual Meeting, Newport, Rhode Island, June 22-24, 2016, *Ethical Dilemmas in Mediation and Arbitration*.

Committee Chair, Alternative Dispute Resolution Program, American College of Construction Lawyers, Amelia Island, March 16-19, 2017, Panel Discussion, *The DRB Experience – Common Traits of Effective and Ineffective Boards*.

Speaker, Surety Claims Institute Annual Meeting, Farmington, Pennsylvania, June 20-23, 2017, *Complex Mediations and Settlement Techniques for Sureties*.

### **SELECT PUBLICATIONS:**

Louisiana Construction Law and Mechanic's Liens, (Professional Education Systems, 1987).

Author, "*Contractor's and Surety's Rights and Liabilities Upon Owner Insolvency: An Update on the 'Pay When Paid' Clauses*", *The Construction Lawyer*, Vol. 8, No.3 (August 1988).

Co-author, "*Louisiana Construction Law Manual*", (Lawyers Cooperative Publishing, 1991).

Contributing Author "*Commercial Blanket Bond Annotated*", (Tort Insurance Practice Section, American Bar Association, 1991).

Co-author of "*The Law of Suretyship*", American Bar Association, Tort Insurance Practice Section (New York, Los Angeles, Chicago and Atlanta), 1993.

Co-editor, "*The Law of Payment Bonds*", American Bar Association, Tort Insurance Practice Section (San Francisco, California), 1998.

Co-author, AGC 79<sup>th</sup> Annual Convention; Legal Issues For Project Managers: An Overview Of Construction Law, Delay Claims And The New A-201 Document, March 14, 1998.

Co-Author, "*Louisiana Construction Law*", 2017 Edition, Thomson Reuters.