



## **Jonathan D. Conant, Esquire**

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### **PROFILE SUMMARY**

- Licensed to practice law in Arizona, Florida and Ohio (currently inactive), all by examination
- Litigated and Mediated across numerous disciplines
- Mediated for over 16 Years and in excess of 7,500 Mediations
- Previously Certified as a Medicare Set-Aside Consultant
- Acted as Program Manager of Florida's Residential Mortgage Foreclosure Mediation Program in the Twentieth Judicial Circuit (Charlotte, Collier, Glades, Hendry and Lee Counties)
- Formerly the West-Coast Regional Manager for the Mediation Services Provider of the State of Oregon's Foreclosure Avoidance Mediation program
- Practiced as an Engineer in Cleveland, Cuyahoga County, Ohio on numerous construction projects ranging from office remodels to multi-million dollar high rise and industrial construction

### **EXPERIENCE DETAIL**

#### **Attorney at Law, Jonathan D. Conant, Esquire; Prescott, Arizona - 2009-Present**

Provides mediation and general legal services throughout Arizona from Prescott, Arizona office. Established the "Mountain States Division" of the Conant Mediation Center commensurate with the passing of the Arizona Bar Examination as a means of providing a neutral location for parties in dispute to resolve their issues efficiently and without the perceived "threat" of negotiating while at the location of one party or the other.

Major emphasis is on the Mediation of cases at the Federal, Superior and Justice Court levels. Brings to the table exceptional experience mediating injury claims of all natures in addition to commercial claims. Well respected in the ADR community by all parties.

Current areas of limited legal practice include administrative law compliance, representation of Social Security Claimants, providing assistance establishing Wills and Trusts and General Litigation.

#### **Mediator, Jonathan D. Conant, Florida Certified Circuit, Family and County Mediator; Fort Myers, Florida - 1997-Present**

Provides mediation services throughout the State of Florida. Mediates various matters and issues including actions involving Real Property (Foreclosures (Commercial and Residential), Liens, Contracts, Easements); Construction Matters (defects in design and construction, enforcement of Mechanic's Liens); Contracts and Commercial matters; Extensive volume of Workers' Compensation mediations; Personal Injury; Nursing Home Negligence, and; ERISA / FMLA / FLSA.

Previously certified by the International Commission on Health Care Certification as a Medicare Set-Aside Consultant Certified, and provided to clients Medicare Set Aside analysis of claims being paid out in Personal Injury and Workers' Compensation settlements. This task required detailed knowledge of Medical Procedures and Prescription Coding; an intimate understanding of Medical Procedures and Diagnosis and likely future treatments associated with prior diagnosis and treatment, and; Analysis of Medicare reimbursable and non-reimbursable costs. Certification awarded after intensive training and examination.

**West Coast Regional Manager, Collins Center for Public Policy and Mediation Case Manager - State of Oregon, June, 2012 - March, 2013**

Worked under contract for consultation with Company having significant experience processing and handling high volume mediation programs and its successor overseeing the Oregon Foreclosure Avoidance Mediation Program. Duties included coordinating efforts of Community Dispute Resolution Centers, local governments, the Oregon Department of Justice, Foreclosure Counselors and Mediators, processing mediations in accordance with Oregon's Foreclosure Avoidance Mediation Program. Coordinated and conducted four (4), three (3) day intensive mediator training and certification programs throughout Oregon. Responsible for the selection, retention and continued training of Mediators. Assisted in developing the program flow and coordination with the internet based data processing platform. Managed interaction with local and state government offices including creation and provision of statistical analysis on program, with details of program improvement. Oversaw actions of employees and partners.

Brought to the position detailed knowledge and insight into the processing of foreclosures from the standpoint of both the lender and the borrower. Possess a keen sense of the varying interests of the parties and an innate knowledge base formed through staying current on a daily basis with national publications catering to the financial and regulatory aspects of mortgage lending and securitization of associated indebtedness. At the same time, having managed an office staff of over fifteen professionals and a mediation roster in excess of one hundred trained mediators, brought management expertise enhancing the performance of subordinates to achieve goals timely and efficiently.

**President, Conant Mediation Program Management, Inc., A Florida Not For Profit Corp.; Fort Myers, Florida - 2010-2012**

President of a Florida Not-For-Profit Corporation providing Program Management over the Residential Foreclosure Mediation Program (RMFMP) in the Twentieth Judicial Circuit of Florida (Charlotte, Collier, Hendry, Glades and Lee Counties). Processed an average monthly foreclosure rate estimated in excess of 600 per month for the duration of the program. Responsible for overseeing compliance with the Administrative Orders of the Supreme Court of Florida and of the Administrative Offices of the Courts of the Twentieth Judicial Circuit. Managed and coordinated interaction with local and state government offices and the public at large, including managing media relations. Responsible for the day to day operations of the company and its 16 employees consisting of intake workers, outreach workers, schedulers and administrative employees. Responsible for the selection and retention of Mediators. Maintained and fostered communication with Lenders, Servicing Agents, Counsel for Lenders and Servicing Agents and Counsel for borrowers in distress. Developed and maintained contact with the local business community and media to garner support for the RMFMP. Responsible for the development of new avenues of work in the ever changing mortgage default environment after the termination of the RMFMP.

Business originated as a Florida Limited Liability Corporation providing mediation services to the public. First independent Mediation Services Provider with a mediation center in Southwest Florida, having originated its operations in 1997 as the "d/b/a" Conant Mediation Center. As Managing Member, I oversaw the activities of four members of the Corporation, its employees and Mediators on its roster. I was responsible for the screening and maintenance of a roster of Mediators available to provide mediation services to the public at large at the County, Circuit and Federal levels.

Designed and developed a case management platform in conjunction with IT partner for use in the RMFM Program. The design was to enable the orderly handling of cases, processing of correspondence and documentation and for statistical analysis. The thought process behind the design and operation of the business was to maintain the personal contact and relationship between the staff and both Lenders and Borrowers in this highly emotionally charged field.

**Attorney at Law, Jonathan D. Conant, Esquire; Fort Myers, Florida- 1991 - Present**

Provided general legal assistance to the public and corporations at large. Extensive discovery experience and Motion Practice; Limited trial practice. Interaction with local government through position on value adjustment board of appeals and representation of clients in property tax appeals and medicare / medicaid compliance issues. Represented injured workers in personal injury and workers' compensation matters.

Closing practice effective June 1, 2013 to facilitate a formal and complete relocation to the State of Arizona.

**Associate Attorney, Becker & Poliakoff (f/k/a Becker, Poliakoff & Streitfeld); Fort Lauderdale, Florida - 1987 - 1990**

Provide general legal assistance to Partners in Commercial and Construction litigation department in Florida's preeminent Condominium and Construction Law firm at it's home offices. This position required detailed reviews and analysis of documents and reports created during the design, permitting and construction of condominium and home owner's associations or created by experts retained to inspect the projects and properties post-construction.

**Field Engineer, the Albert M. Higley, Co.; Cleveland, Ohio - 1982 – 1987**

Practiced as a Field Engineer for a commercial construction company on projects ranging in size from multi-story office construction to remodeling projects of hospitals and the sewage treatment system servicing North Eastern Ohio, including Cuyahoga County. Responsible for assurance of compliance with construction documents, including adherence to schedules and budget.

**EDUCATION AND INTENSIVE TRAINING**

Ohio State University, Columbus, Ohio.  
Degree Conferred: Bachelor of Science, Civil Engineering, 1982.  
Cleveland Marshall College of Law, Cleveland State University.  
Degree Conferred: Juris Doctor, 1987  
Mediation Institute of America  
40 Hour Basic Civil Mediation Training; Spring, 1997  
Mediation Training Group  
40 Hour Basic Family Mediation Training; Spring 2007  
Straus Institute for Dispute Resolution, Pepperdine University, Malibu, California  
Advanced Mediation Techniques Training; Summer, 2005  
Hillsborough County Bar Association, Tampa, Florida  
Residential Mortgage Foreclosure Mediation Training, Spring, 2010  
National Academy of Distinguished Neutrals, Anna Maria Island, Florida  
Advanced Mediation Techniques Training; Fall, 2011

**LICENSES, REGISTRATIONS AND CERTIFICATIONS**

Attorney and Counselor at Law:  
State of Arizona (by examination)  
State of Florida (by examination)  
State of Ohio (by examination – currently of inactive status)  
United States District Court, Middle District of Florida  
Certified Mediator  
Florida Certified and Court-Appointed Mediator:  
Certified Family Mediator, Registration No. 09267F  
Certified Circuit Court Mediator, Registration No. 09267R  
Certified County Court Mediator, Registration No. 09267C  
Florida Certified Circuit Court Mediation Assistant Trainer (Certification allowed to lapse)  
International Commission on Health Care Certification Medicare Set Aside Consultant  
(Certification allowed to lapse)

## **PROFESSIONAL AFFILIATIONS AND MEMBERSHIPS**

American Bar Association  
Arizona Bar Association  
Maricopa County Bar Association  
Florida Bar Association  
Lee County Bar Association  
Ohio State Bar Association  
Florida Academy of Professional Mediators  
National Academy of Distinguished Neutrals

## **RECENT PUBLICATIONS, LECTURES AND SPEAKING ENGAGEMENTS**

August 9 - 11, 2012 - Medford, Oregon; Lecture and provide three day training to prospective mediators and local Community Dispute Resolution Center officials in handling Foreclosure Mediations and interacting with Mortgage Lenders, Servicers, Borrowers and legal counsel.

July 16 - 18, 2012 - Bend, Oregon; Lecture and provide three day training to prospective mediators and local Community Dispute Resolution Center officials in handling Foreclosure Mediations and interacting with Mortgage Lenders, Servicers, Borrowers and legal counsel.

July 9 - 12, 2012 - Salem, Oregon; Lecture and provide three day training to prospective mediators and local Community Dispute Resolution Center officials in handling Foreclosure Mediations and interacting with Mortgage Lenders, Servicers, Borrowers and legal counsel.

June 28 - 30, 2012 - Portland, Oregon; Lecture and provide three day training to prospective mediators and local Community Dispute Resolution Center officials in handling Foreclosure Mediations and interacting with Mortgage Lenders, Servicers, Borrowers and legal counsel.

February 27, 2012 - Sarasota, Florida; Lecture given to Insurance Industry at FCCI Insurance Group. Topic: "Effective Mediations".

February 1, 2012 - Washington, D.C.; Participant in Hope Now Mediation Fly-In, Financial Services Roundtable. Round Table Discussion amongst industry leaders, Governmental Servicing Entities, and the U.S. Department of Justice. Topic: Changing landscape of foreclosure mediations with emphasis on "pre-foreclosure" mediation.

January 6, 2012 - Honolulu, Hawaii; Speech at the Center for Alternative Dispute Resolution, State of Hawaii, Judiciary. Topic: "Keys to Resolution of Mortgage Foreclosure Actions".

December 6, 2011 - "Florida Foreclosure Mediation: The Rules are Changing". USFN e-Update. Article on the expected revisions to Florida's Residential Mortgage Foreclosure Mediation Program.

June 16, 2011 - Dallas, Texas; U.S.F.N. Loan Management & Servicing Seminar. Topic: Mediation of Foreclosure Actions

March 25, 2011 - Fort Myers, Florida; Citizens for a Better Fort Myers Government Educational Panel, Judicial Symposium. Topic: Foreclosure Court in the 20<sup>th</sup> Judicial Circuit of Florida.

March 24, 2011- Orlando, Florida; U.S. F. N. Loan Management & Servicing Seminar. Topic: Mediation of Foreclosure Actions

December 14, 2010 - Fort Myers, Florida Fox 4 News television interview; Topic: Alternative to Foreclosure

March 4, 2010 – Phoenix, Arizona; American Bar Association Tort Trial & Insurance Practice, Workers' Compensation and Labor and Employment Law sections' National Trends and Emerging Issues in Workers' Compensation Seminar. Topic: Mediation Strategies and Negotiating Tactics

August 22, 2009 – Orlando, Florida; Florida Supreme Court Dispute Resolution Center's 18<sup>th</sup> Annual Conference. Topic: Workers' Compensation Mediations

**REFERENCES AVAILABLE UPON REQUEST**