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**James L. Nulman**, an AV rated attorney with more than 25 years of litigation experience, is a Florida Supreme Court Certified Circuit Civil Mediator and Certified Appellate Mediator. He is also certified as a mediator by the United States District Court for the Middle District of Florida, a Certified Family Mediator and a Florida State Qualified Arbitrator.

### **Litigation Experience**

In 1980, Jim began practicing law in New Jersey. In 1983 he moved to Florida and joined the Fort Myers firm of Henderson, Franklin, Starnes & Holt, P.A. He became a shareholder of Henderson Franklin in 1989 and practiced with the firm until March 2006.

Jim's litigation practice was broadly based and involved many areas of commercial litigation, including contract disputes, corporate/partnership disputes, business torts, employment disputes, employee restrictive covenants, real estate litigation, brokerage disputes, negligence actions, as well as a host of other litigation matters. He also practiced all aspects of construction law and litigation, from the drafting of design and construction contracts to handling a wide variety of construction litigation and arbitration matters, representing owner/developers, contractors and design professionals.

### **Mediation Experience**

Jim started mediating in the early 1990s and, in 1995, became certified by the Florida Supreme Court as a Circuit Civil Mediator and as a mediator before the U.S. District Court for the Middle District of Florida. He was one of the first attorneys in Southwest Florida to become certified as an Appellate Mediator in 2011.

In April 2006, he established **Nulman Mediation Services, Inc.**, a practice dedicated solely to providing mediation and arbitration services. While in the 1990s Jim mediated mostly commercial and construction disputes, over the years that has broadened significantly.

His mediation practice now covers a wide range of civil disputes, including:

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| Business Disputes & Dissolutions  | Corporate & Partnership Disputes  |
| Business Torts  | Eminent Domain  |
| Class Actions   | Employment Discrimination Disputes (Age, Disability, National Origin, Race, Religion and Sex) |
| Condominium Disputes  | Employee Restrictive Covenants (Non-Compete Agreements, Non-Solicitation & Non-Disclosure)    |
| Construction Disputes of all types (including, since early 2010, Chinese Drywall cases) | Fraud   |
| Contract Disputes   |   |
| Copyright & Trademark Disputes  |   |

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Nulman Mediation Services, Inc.  
15880 Summerlin Rd.  
Suite 300 – PMB 146  
Fort Myers, FL 33908

Office: 239.433.3539  
Fax: 239.433.0067  
jim@nulmanmediation.com  
www.nulmanmediation.com

**Mediation Experience** (*continued*)

Legal Malpractice	Real Estate Disputes
Medical Malpractice	Real Estate Brokerage Disputes
Negligence and Intentional Torts	Stock Broker Disputes
Personal Injury	Trade Secrets
Probate, Estates, Trusts Disputes	Wrongful Death

In addition to two-party mediations, Jim frequently handles multi-party mediations involving a dozen or more parties. While based in Southwest Florida, Jim mediates throughout the state.

**Arbitration Experience**

In addition to mediating, Jim has served as an arbitrator since the mid-1980s. He is state qualified and is frequently appointed as a non-binding arbitrator by the Twentieth Judicial Circuit Court in and for Collier County, Florida. He also serves as a binding arbitrator, a special master and as an insurance appraiser and umpire.

As an arbitrator, Jim has presided over a diverse range of actions, including:

Business & Commercial Disputes	Legal Malpractice
Condominium Disputes	Medical Malpractice
Construction Claims	Nursing Home and ALF Claims
Discrimination Claims	Personal Injury
Employment Disputes	Real Estate Disputes
Insurance Coverage Disputes	Wrongful Death
Land Use Disputes (FLUEDRA proceedings)	

Most often Jim serves as the sole arbitrator, but he has also served on arbitration panels. He has rendered decisions involving simple awards (merely stating the relief granted to the prevailing party), as well as reasoned decisions of between 10 and 30 pages, involving detailed findings of fact and conclusions of law. He often determines issues of entitlement to, and the amount of, recoverable attorneys' fees.

Jim served as a Special Master in a class action that was pending in the Twentieth Judicial Circuit Court in and for Lee County, Florida. The class action initially involved over 400 potential claimants. Ultimately, Jim administered and decided over 225 claims, and his findings and conclusions were approved in their entirety by the Circuit Court.

**Faculty Affiliation**

A member of the faculty of Mediation Training Group, Inc. since 2006, Jim participates in circuit civil training and speaks on various topics, including: mediation theory and practice, mediation

**Nulman, James L. page 3**

techniques, negotiation dynamics, attorneys and mediation, the preparation of settlement agreements, basic legal concepts and financial issues inherent in mediation. Mediation Training Group, Inc. is one of a limited number of companies approved by the Florida Supreme Court to provide the training required for attorneys, judges and others seeking to become certified mediators.

**Honors**

Jim was named one of the *Best Lawyers in America*® in the area of Alternative Dispute Resolution for 2012, 2011, 2010 and 2009. He also was recognized as a *Florida Super Lawyer* in 2011, 2010 and 2009.

*The Best Lawyers in America* are named based on an exhaustive peer review survey involving more than 18,500 leading attorneys throughout the country who rate the legal abilities of their colleagues. Selection for inclusion as a *Florida Super Lawyer* is the result of an annual, comprehensive, state-wide peer review selection process conducted by Law & Politics.

**Education**

Seton Hall University School of Law, J.D., cum laude (1980)  
Rutgers University, B.A. (1977)

**Bar Memberships**

New Jersey Bar (1980)  
The Florida Bar (1983)  
United States Court of Appeals, Third Circuit (1983)  
United States District Court for the Middle District of Florida (1983)  
United States Supreme Court (1986)

**Professional Memberships**

Collier County Bar Association  
Emeritus Master, Calusa Inn of Court  
Florida Academy of Professional Mediators  
Florida Bar Association  
Lee County Bar Association  
New Jersey Bar Association  
The Florida Circuit-Civil Mediator Society  
The National Association of Distinguished Neutrals