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EXPERIENCE:

Ohio Department of Commerce, 1994 to 2004:

- Deputy Director, Chief Legal Counsel: Serving as Counsel to a state cabinet agency with nine divisions operating with annual revenues of over \$640 million, a staff of 35 in-house attorneys, and a total staff of over 900 employees.
- Acting Chief Legal Counsel, 1998-1999;
- Deputy Chief Legal Counsel, 1994-1998;
- Positions variously held concurrent with service as Deputy Chief Legal Counsel:
 - a. Division Counsel: Consumer Finance & Licensing, State Fire Marshal, and Industrial Compliance;
 - b. Acting Superintendent, Division of Consumer Finance & Licensing: Managed 24 employees regulating 11 industries with an agency budget of \$1.5 million during a period of agency transition.
- Registered Legislative Agent

City of Toledo, Department of Law, 1982 to 1994:

- Assistant Director
- Senior Attorney, General Counsel Section, Civil Division
- Staff Attorney, Civil Division
- Assistant Prosecuting Attorney, Criminal Division

Practice Fields: real estate, economic development, eminent domain litigation, zoning and planning, administrative appeals, general litigation from Common Pleas to the Ohio Supreme Court and general municipal corporate counsel.

General Civil Practice, Toledo, Ohio: 1980 to 1993

Title Examiner and Examiner Staff Co-Manager, Louisville Title Agency for Northwest Ohio, 1976 - 1980.

PROFESSIONAL QUALIFICATIONS:

Bar Admissions:
Ohio, 1978
Michigan, 1979
Federal Courts, 1979

Memberships:
Ohio State Bar Association
State Bar of Michigan
Columbus Bar Association

EDUCATION:

Denison University, Granville, Ohio; B.A., Economics, 1974
University of Toledo, College of Law, Toledo, Ohio; J.D., 1978

ACTIVITIES:

- Columbus Landmarks Foundation Board of Trustees: Board President, 1999-2000; Foundation representative to Task Force that developed the current zoning code for downtown Columbus
- Member: Columbus Museum of Art
- Member: Columbus Metropolitan Club
- Member: Hoover Sailing Club
- Volunteer: Columbus Association for the Performing Arts
- Member: Broad Street Presbyterian Church, Columbus, Ohio: Deacon 1997-2001. Moderator, Board of Deacons, 1998-1999; Elder 2001-2004, Chairman of Personnel Committee and Member of Master Planning Committee.
- Special Counsel, Christ Presbyterian Church of Toledo; Board of Deacons 1982-1985, Vice-President 1984 & 1985; Elder 1988 - 1991, Chairman: Building and Property Committee 1988-1991; Board of Trustees, Geneva School, President 1991-1992
- Chairman, Denison University Alumni Recruiting Team for Northwest Ohio, 1983-1993; Denison University Alumni Club
- Culver Club of Central Ohio

Addenda for Achievements, Publications and Presentations, and References are available upon request

ADDENDUM I: REPRESENTATIVE ACHIEVEMENTS

A. City of Toledo:

- Negotiated and closed assembly and acquisition of 1400 acres of real estate within a purchase budget of \$14.3 million.
- Negotiated development agreement with four governmental authorities and three private entities to close on the assembly and acquisition of 50 acres of real estate within a purchase budget of \$9.0 million for the city to retain the world headquarters of a major corporation downtown.
- Managed the research, filings, and negotiations and conducted all trials for an eminent domain docket that averaged as many as 60 open cases at any given time.
- Performed as lead counsel in negotiation and litigation for multiple government agencies in locating the Burlington Air Cargo Hub facility at Toledo Express Airport.
- Performed as lead counsel in planning, negotiation and litigation for multiple governmental agencies and the University of Toledo in developing the Toledo to Sylvania "Bike-Hike" Metro Park.
- Established regional expertise on zoning, land use planning, annexation, and eminent domain litigation through individual research and self-directed training.

B. State of Ohio:

- Performing as primary liaison between state cabinet agency and the Inspector General, State Highway Patrol, Ethics Commission, and the Attorney General's Environmental Enforcement, Court of Claims Defense, Employment Law, and Executive Agencies Sections.
- Serving as legal support for legislative liaison with both houses of the Ohio General Assembly for the Department of Commerce.
- De-regulated Personnel Placement industry affecting 87 licensees realizing cost savings of roughly \$50,000.00 annually.
- Directed legal aspects of transition for four sections of a former state agency to create a ninth operating division in the Commerce Department, including preparation of legislation and interim operating agreements.
- Decommissioned state regulatory agency with 24 employees to achieve efficiency through re-assignment of operations.
- Cooperated as the legal member of the Crisis Management Team, for renovation of the physical plant for Central State University with an initial budget of \$11.09 million.
- As the legal member of a departmental legislative team successfully negotiated with industry and the General Assembly to produce the 1997 reform of the Ohio fireworks regulations -- the first reform for that industry in a decade.
- Concurrently delivered in-house legal services for three state agencies and bureaus regulating 11 lending industries, the building code, and the fire code.
- Provided legal representation and advice to the legislative Task Force charged with conducting the world's first research, testing and analysis of the behavior and suppression of fireworks commodity fires.

C. Activities:

- Managed an annual budget of \$90,000.00 for three years as Chair of a church Property Committee of the Board of Elders.
- Represented Columbus Landmarks Foundation on the Working Group created by the Columbus City Council, which wrote the first zoning code for the downtown district of Columbus, Ohio.
- Served for ten years as the Chair of the Northwest Ohio Alumni Recruiting Team for Denison University responsible for recruiting at least 40 students.
- Participated in stewardship campaign that succeeded in surpassing its fund-raising goal of \$500,000. by over 20%.
- Presided as Board President for Landmarks Foundation in organizing and implementing its first major downtown Columbus weekend festival event with a budget of over \$100,000.00.
- As a member of a Mission Group to Peru, served for two weeks in July 2002 doing advance interviews with regional and community leaders concerning cultural and economic realities in the Upper Andes as preparation for evaluation and acceptance of micro-economic aid programs to indigenous artisans, with a second project in June 2004 to construct a library addition to a bi-lingual (Spanish and Quechua) school.
- As a member of an advance group licensed to travel concerning the 2003 Biennium of Modern Art assisted representatives from several American Art Museums in Havana, Cuba in December, 2002 and returned in October, 2003 for cultural exchange on topics including art, architecture and historic preservation in the cities of Havana, Cienfuegos, and Trinidad.

ADDENDUM II: PUBLICATIONS AND PRESENTATIONS

A. City of Toledo:

1. Presentations to National Association of Independent Fee Appraisers:
 - a. February, 1988: "Condemnation Appraising and Testimony"
 - b. February, 1989: "Testimony in Court and the Real Estate Appraiser"
2. "The Interplay Between Environmental and Eminent Domain Laws in Real Estate Acquisitions for Infrastructure Development":
 - a. July, 1988: Ohio Municipal Attorney's Association, Columbus, Ohio.
 - b. September, 1988: Ohio Municipal League, Cincinnati, Ohio.
 - c. April, 1989: National Institute of Municipal Law Officers, Washington, D.C.
 - d. September, 1989: 13th Annual Inland Spills Conference sponsored by Ohio Environmental Protection Agency and the Spill Control Association of America; Toledo, Ohio.
 - e. Published: Gotherman's Ohio Municipal Service, Vol. 1, Issue 4, 1989, Banks-Baldwin Law Publishing Co.
3. "Environmental Aspects of Municipal Real Estate Development Transactions": December, 1990: Ohio Municipal Attorney's Association, Columbus, Ohio
4. "Avoiding Municipal Liability for Negligence: The Public Duty Rule and its Special Duty Exception":
 - a. December 1989: Ohio Municipal Attorney's Association, Columbus, Ohio.
 - b. Published in edited two-part series: "Strategies for Avoiding Municipal Liability in Negligence, Part I - Discretionary Function Immunity, Part II - The Public Duty Rule"; Gotherman's Ohio Municipal Service, Vol. 4, Issues 5-6, 1992, Banks-Baldwin Law Publishing Co.
5. "Annexation -- A Primer for Municipal Attorneys": October, 1993: Ohio Municipal Attorney's Association, Cincinnati, Oh.
6. "Administrative Appellate Practice Under R.C. Ch. 2506., Revised Code; A Zoning Application": December, 1993: Ohio Municipal Attorney's Association, Columbus, Ohio.

B. State of Ohio:

1. "Codes and Rules Affecting the Operations of the Ohio Division of Consumer Finance and Licensing": presented to CLE seminar in Columbus, Ohio, September 13, 1995.
2. "The Current Status of the Ohio Consumer Finance Industry": delivered to the Annual Meeting of the Ohio Consumer Finance Assoc., September, 1995, Canton, Ohio.

3. "How to be a Witness": presentation to staff of the Ohio Division of Industrial Compliance on the Ohio administrative appellate process, January 1996.
4. "Administrative Appellate Procedure in Ohio": presented to administrative law symposium, University of Findlay, Findlay, Ohio, April 15, 1996.
5. "Statistical Inventory Reconciliation: The Ohio Regulatory Outlook": article written for the 1997 convention edition of "OPMA Marketer", the magazine of the Ohio Petroleum Marketing Association, February, 1997.
6. "Ohio Regulation of Fireworks Exhibitions - 1997": presentation to local jurisdiction fire service personnel responsible for fireworks exhibition controls, Ohio Fire Academy, Reynoldsburg, Ohio, June 6 and 7, 1997.
7. "Ohio Regulation of Fireworks - the 1997 Reform Act and Legislative Outlook": presentation to industry representatives, members of the Office of the Ohio Attorney General and regulatory staff of the Division of State Fire Marshal, Columbus, Ohio, December 11, 1997.
8. "R.C. Chapter 119 - What if You Do It Wrong?": in-house training presentations to staff of the Divisions of State Fire Marshal and Industrial Compliance, Columbus, Ohio, March 10, 1998.
9. "How the Department of Commerce Can Assist Buyers and Sellers in the State of Ohio"; presentation to the National Association of Purchasing Managers, Toledo, Ohio, October 15, 1998.
10. Civil Procedure for Judges and Magistrates: The Ohio Administrative Procedures Acts, R.C. Chapters 119 and 2506: presentation to the Supreme Court of Ohio Judicial College, Columbus, Ohio, December 11, 2000.
11. An Overview of the Ohio Administrative Procedures Act, R.C. Chapter 119: presentation to the Ohio Department of Commerce Administrative Hearing Seminar, Columbus, Ohio, April 5, 2001.
12. Organizer and presenter for seminar sponsored by the Department of Administrative Services on topics involving the Fair Labor Standards Act and Independent Contracting for state government agencies in Columbus, Ohio, October 4, 2001.
13. Organizer and presenter for seminar sponsored by the Department of Administrative Services on topics involving Equal Employment Opportunities and Discrimination for state government agencies in Columbus, Ohio, October 17, 2002.

