

Thomas P. Hanrahan, Esq.

Fellow, College of Commercial Arbitrators
Fellow, Chartered Institute of Arbitrators
National Academy of Distinguished Neutrals

Current Position	TPHanrahan Dispute Solutions, Principal
Profession	Arbitrator and Mediator
Work History	TPHanrahan Dispute Solutions, 2015 - Present Sidley Austin LLP, Los Angeles, Partner 1983-2015; Global Co-Chair, Commercial Litigation; Los Angeles Litigation Practice Group Head; Co-Chair, Professional Responsibility Committee Kirkland & Ellis LLP, Chicago, 1975-1983
Arbitration Experience:	<p>Sole arbitrator or panel member in more than 125 cases submitted to arbitration.</p> <ul style="list-style-type: none">• 1990 – 2000 (approx.): Sole arbitrator in the Los Angeles County Superior Court Voluntary Arbitration Program in approximately 40 cases in which written awards were issued. Cases generally concerned insurance coverage, property claims, small business disputes, consumer claims, and personal injury.• 2015 – present: Sole arbitrator or panel chair/member in more than 100 cases. In nearly one-third of those cases, I have issued Final Awards. In several other matters I have issued extensive rulings on dispositive motions that resulted in complete resolution of the cases. Issues presented in these cases include:<ul style="list-style-type: none">○ <i>Breach of contract</i>: sale of business; concert venue; consulting services; industrial equipment warranty; litigation funding; employee placement; product marketing and distribution agreements; professional fees; parcel delivery; public relations services○ <i>Business management</i>: corporate control disputes; fiduciary duties of corporate officers; partnership dissolution; securities investment and private equity;○ <i>Technology/Intellectual property</i>: industrial manufacturing technology development; online marketing; website software

- development and hosting; misappropriation of trade secrets; website advertising
- *Professional liability*: attorney fee agreements; legal malpractice; accounting services
- *Insurance coverage*: mortgage guaranty insurance; stop loss health insurance; title insurance; home warranty coverage
- *Other claims*: deceptive marketing practices; banking fraud; for-profit college enrollment; liability for defective brewing equipment; alter ego claims; independent contractor claims
- Before becoming a full-time neutral, my trial practice at Sidley Austin included multiple large arbitration hearings which concerned claims arising from, *inter alia*, construction defects; biotech development agreements; corporate acquisitions; commercial lending contracts; retail center development.

Arbitration Training

Fundamentals Training:

Diploma in International Arbitration: Fellowship (Chartered Institute of Arbitrators, 2015)

Arbitration Fundamentals and Best Practices (AAA, 2016).

FINRA Basic Arbitrator Training (2018)

Continuing Training and Teaching:

ABA Arbitration Training Institute (2019)

ABA Arbitration Training Institute (2020):

Institute Planning Committee

Panel Moderator (Conducting the Evidentiary Hearing)

ABA Arbitration Training Institute (2021):

Institute Co-Chair

Panel Moderator (Discovery and Motion Practice)

ABA Arbitration Training Institute (2022)

Institute Co-Chair

Panel Moderator (Setting the Stage and Preliminary Hearing)

ABA Arbitration Training Institute (2023)

Institute Co-Chair

Panel Moderator (Award and Post-Award Considerations)

Arbitrating in North America – Now and Tomorrow (CI Arb, 2015)

Dispositive Motions In Arbitration (ABA, 2016)

How to Spot a Liar (ABA, 2016)

Unique Problems in Commercial Arbitration (ABA, 2016)

Unique Problems in International Arbitration (ABA, 2016)

Resolving Disputes With Companies From Asia (CI Arb, 2016)

Ethical Problems That Arise in Arbitrations and Strategies for Dealing With Them (ABA, 2016)
 Award Writing: Safeguarding, Deciding and Writing Awards (AAA, 2016)
 Process Management: Agendas in Arbitration (AAA, 2017)
 California International Arbitration Summit (AAA, 2017)
 Protecting the Reasoned Arbitration Award (AAA, 2017)
 Recoverability of Attorney Fees in Arbitration Under California Law (AAA, 2017)
 Red Flags & Risk Areas: Challenges to Arbitrator Authority (AAA, 2017)
 Key Challenges for Arbitrators at the Conclusion of the Evidentiary Hearing (AAA, 2017)
 Cutting Edge Issues For Managing Complex Cases (CCA, 2017)
 Measuring the Expertise in Expert Opinion (ABA, 2017)
 Arbitration Case Law Update (ABA 2018)
 Damages in Arbitration (ABA, 2018)
 Dealing with Legal Privileges in International Arbitration (ABA, 2018)
 Does the Arbitrator Have Jurisdiction? (ABA 2018)
 Streamlining Arbitration Proceedings (ABA/CCA 2018)
 Writing Reasoned Awards in Commercial Arbitration: Beyond the Basics (AAA 2019)
 Cybersecurity: A Shared Responsibility (AAA, 2020)
 Procedural Rules in Arbitration (ABA, 2020)
 Special Powers of the Arbitrator (ABA, 2020)
 Conducting a Virtual Arbitration Hearing (NFA 2020)

Presentation: “When the Mediator Becomes the Arbitrator: A Case Study” (California Arbitrator Study Group, 2018)

Author: “The (Dubious) Rise and (Sort of) Demise of Manifest Disregard of the Law,” *Just Resolutions* Newsletter, www.americanbar.org/dispute (2020)

Guest Lecturer, Loyola law School: ADR Overview

Experience as an Advocate

In non-arbitration cases, I was counsel in numerous jury and bench trials before federal and state courts, including bankruptcy courts. Among the areas encompassed by those cases are:

- *Antitrust and Unfair Competition* (multiple industries/products)
- *Intellectual Property* (patent infringement and trade secret misappropriation)
- *Product Liability and Mass Tort* (food, drugs, medical devices)
- *Professional Ethics and Liability*
- *Other Commercial Disputes* (e.g., merger and acquisition, corporate control, lender liability, contested bankruptcy plans, tax

fraud, website development)

**Mediation
Experience**

Neutral mediator in more than 300 cases involving a wide diversity of issues, including *inter alia*:

- *Commercial Disputes*: e.g., corporate control; investor and lender claims in bankruptcy; construction; cargo delivery; commercial and residential real estate.
- *Intellectual Property*: patent infringement; trademark claims; customer lists; website content development.
- *Personal Injury and Consumer Claims*: product liability; warranty claims; insurance coverage; medical malpractice; automotive lemon law; TCPA, FCRA, ADA claims; false advertising.
- *Professional Services*: medical and legal malpractice; architectural services; political consulting services; attorney-client fee disputes.
- *Employment*: wage and hour claims

Mediation Training

Fundamentals Training:

Mediating the Litigated Case (Strauss Institute at Pepperdine University, 2014)

Fundamentals of Court Mediation (Center for Conflict Resolution, 2015)

Mediation in the Central District of California (C.D. Cal. Panel of Neutrals, 2015, 2018);

Continuing Training and Teaching:

Anatomy of a Mediation (SCMA, 2015)

Employment Institute (SCMA, 2015);

Ethics in Mediation (ABA, 2015); Negotiation Barriers (ABA, 2015);

Closing the Deal (ABA, 2015);

Moneyball for Negotiation: Predicting Future Negotiating Behavior (ABA, 2015);

Productive Joint Opening Session (ABA, 2015);

50 Ways to Break an Impasse (ABA, 2015);

The Lawyer as Peacemaker: Using Collaborative and Preventive Law (ABA, 2015);

Whether, When and How Mediators Use Analytic Techniques (ABA, 2015); First Demands and First Offers (ABA, 2016);

Ethics in Mediation (AAA, 2017);

Patent Mediation: What is the Future? (ABA, 2017);

How Modern Sales Theory Can Be Effectively Used in Mediation (ABA, 2017); How Technology is Shaping the Future of ADR Practice (ABA, 2017); Advanced Mediation Training (C.D. Cal ADR Program, 2018); Interplay of Psychology and Mediation Strategy (SCMA 2018); Bringing Value to Mediation (SCMA 2018) When Good Mediators Make Bad Decisions (SCMA 2019); Tips and Perspectives on How to Take Your Mediations to the Next Level (AAA, 2019); Conducting Effective Dispute Resolution With Remote Technology (CLA, 2020); The Jazz of Mediation (ABA. 2020); Technology-Enhanced Mediation (ABA, 2020) C.D. Cal Advanced Mediation Training (2020, 2022)

Professional Licenses

Admitted to Bar: Illinois 1975 (inactive); California, 1983

Professional Associations

Fellow, College of Commercial Arbitrators
Fellow, Chartered Institute of Arbitrators
National Academy of Distinguished Neutrals
American Arbitration Association, Large & Complex Case Panel
Fellow, American Bar Foundation
American Bar Association
Central District of California Panel of Neutrals
Southern California Mediation Association

Education

Regis High School, New York
Fordham University (BA 1972)
Columbia Law School (JD 1975)

Awards and Honors

Recognized as a leader in Commercial Litigation in “Who’s Who” Legal 2012-2014. Named as a Local Litigation Star in California by Benchmark Litigation in 2010 and 2014.

**Citizenship
Languages
Locale**

United States of America
English
Manhattan Beach, California, United States of America

Compensation

Arbitration Hearing	\$4,500 per day flat rate,
Study (including conferences, motions, case management, award preparation and post-award matters)	\$500.00/hr. or flat rate as agreed.
Mediation	\$4,500 per day flat rate, including all preparation and follow-up work. \$2,500 for scheduled half-day
Travel:	No charge for local travel. Flat fee for first travel day outside Southern California: West of Rockies (\$1,000); Midwest (\$1,500); East Coast (\$2,000). Subsequent days at actual expense.
Arbitration Cancellation Policy:	For final hearing scheduled for 1-3 days, cancellation fee is \$2,500 per day if cancelled within 7 days of the hearing. For final hearing scheduled for 4-9 days, cancellation fee is \$2,500 per day if cancelled within 14 days of the hearing. For final hearing scheduled for 10 or more days, cancellation fee is \$2,500 per day if cancelled within 30 days of the hearing. These fees may be reduced or waived at my discretion.