

# JAMES H. JOSEPH

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## LEGAL EXPERIENCE

### *LITIGATION*

- Civil bench and jury trials in state and federal courts nationwide, primarily involving business activities, including employment contracts, non-competition agreements, intellectual property, trade secrets, interference with business relationships, franchise regulation and contracts, real estate contracts, real estate broker liability, unfair trade practices, fraud, securities fraud, antitrust and trade regulation, air crash and aviation matters, bankruptcy preferences, and Chapter 11 reorganization counsel
- Multiple appearances before Judicial Panel on Multi-District Litigation, lead and liaison counsel in JPML consolidated cases
- Representation of elected public officials in election and other litigation, including former Mayor Richard S. Caliguiri, former Sheriff Eugene Coon, and sitting judicial officers in judicial inquiry proceedings

### *TRANSACTIONAL*

- Business and corporate debt financings from small (\$5 million) to medium-size (\$35 million)(including negotiation and documentation)
- Public financing as counsel to both issuers and underwriters, Red Book listed (not now active)
- Business Mergers and Acquisitions (including asset purchases and stock acquisitions)
- Organization of business associations (general and limited partnerships, business, non-profit, professional and limited liability corporations, buy-sell agreements)
- Initial public offering of equity securities
- Real estate condominium organization and management (condominium documents and association organization)
- Land subdivision (all municipal planning, zoning and environmental approvals, appeals)
- Municipal regulation of cable television (RFP documentation and contracts)

### *ALTERNATIVE DISPUTE RESOLUTION*

- Court-appointed receiver, arbitrator and mediator. Facilitated resolution of hundreds of cases in pre-trial proceedings.
- Court-appointed Member of Mediator and Voluntary Arbitration Registry, U.S. Bankruptcy Court, District of Delaware.
- Court-appointed mediator, arbitrator and early neutral evaluator, U.S. District Court, Western District of Pennsylvania
- American Arbitration Association, Commercial Arbitration and Mediation Panels
- National Arbitration Forum, Mediation and Arbitration Panel
- Straus Institute for Dispute Resolution, Pepperdine University Law School
- National Conflict Resolution Center, San Diego, California, 40-hour mediator training
- ABA, Section of Dispute Resolution, Advanced Mediator Training
- American Arbitration Association, Arbitrator I: Fundamentals of the Arbitration Process Training

## BUSINESS EXPERIENCE

- Residential land development, single-family and multi-unit construction, manufacture of modular housing units, resort condominium construction
- Regulated Transportation; FAA air taxi organization and management, ownership and management of PUC-regulated corporate transportation company
- Publishing; Ownership and management of daily and weekly newspapers

#### **LEGISLATIVE ACTIVITIES**

- Congressional lobbying for electronics industry in Department of Defense procurement matters, particularly telecommunications, including ASPR (predecessor of Federal Acquisition Regulation) matters and disputes
- Testimonial appearance before the Government Operations Subcommittee of the U.S. House of Representatives on Federal franchise legislation and regulation

#### **MILITARY**

- U.S. Air Force Intelligence Operations, including Southeast Asia Theater, all classified

### **EMPLOYMENT**

#### **LEGAL**

- Joseph Law Offices, P.C., Pittsburgh, Pennsylvania (1982-present)
- Court of Common Pleas of Allegheny County, Pennsylvania (1998-2001)
- Joseph & Restauri, P.C., Pittsburgh, Pennsylvania (1979-1982)
- Joseph & Hershman, P.C., Pittsburgh, Pennsylvania (1974-1979)
- James H. Joseph, P.C., Pittsburgh, Pennsylvania (1973-74)
- Berger & Kapetan, Pittsburgh, Pennsylvania (1972-1973)
- Boyle, Nakles, Reeves & Harwick, Greensburg, Pennsylvania (1968-1972)
- Scales & Shaw, Greensburg, Pennsylvania (1968)
- Cromer & Louthian, Columbia, South Carolina (1966-1967)

#### **OTHER**

- Custom Containers of America, Tulsa, Oklahoma (1992), CEO
- Electronic Industries Association, Government Products Division, Washington, D.C. (1966-1967), Assistant to Divisional Vice President

### **EDUCATION**

- U.S. Air Force Academy and University of Pittsburgh, B.A. 1965
- University of South Carolina Law School, J.D., 1968

### **BAR ADMISSIONS**

- All Pennsylvania courts
- U.S. District Court for Western District of Pennsylvania
- U.S. Courts of Appeals for the Third, Fifth and Seventh Circuits

### **PROFESSIONAL ORGANIZATIONS**

- Allegheny County Bar Association, and American Bar Association, Section of Conflict Resolution
- Southern California Mediation Association
- Former member Pennsylvania Bar Association, Association of Trial Lawyers of America and American Judicature Society

### **OTHER**

- Computer power-user, experienced with numerous software applications and litigation support software
- First Pittsburgh law firm to computerize word and data-processing and use distributed computing in litigation support (1976)