



JOHN H. GUIN, Esq.

GUIN LAW AND ADR

Mediator, Arbitrator, Attorney

Work History: Member, Law Office of John H. Guin, PLLC, 2007-present; former Principal at Winston & Cashatt Lawyers, P.S., 1997-2007.

Mediator Experience: Has served as mediator in over a hundred two-party and multi-party cases involving property damage, eminent domain, insurance coverage and subrogation, construction defects, design professional negligence, construction delays and inefficiencies, construction change orders, personal injury, real property, and consumer protection.

Arbitrator Experience: Has served as arbitrator (both single and on three-party panels) in over sixty cases involving wrongful termination of construction contracts, defective design of building systems, payment disputes, construction defects, construction delays and inefficiencies, termination of contracts, sale of goods, international sales, web services, personal injuries, homeowner associations, and aggregate production and royalty agreements.

Construction Litigation Experience: Regional practice includes various matters arising in the construction industry. Representative clients include developers, owners, design professionals, prime contractors, subcontractors, suppliers, and surety companies on various matters on both public and private construction projects. Representative cases include prosecuting and defending large and complex construction delay claims, labor inefficiency and impact claims, scope of work disputes, differing site conditions, requests for equitable adjustment, termination claims, payment and performance bond disputes, lien foreclosures, design professional negligence, construction defects, bid disputes, design-build disputes, construction manager liability, and insurance coverage. A significant portion of experience consists of public works projects, including highway construction, roadway and utility (sewer, water, storm), wastewater systems, Federal Aviation Administration funded projects, and complex institutional buildings (schools, government buildings, hospitals), renewable energy projects (mostly wind turbine), and large private commercial (including multi-family housing and condominiums) and high-end luxury homes. Amounts in dispute have ranged between \$5,000 and \$15 million.

Commercial Litigation Experience: Practice also includes representing businesses and individuals in litigation involving sales of goods, business dissolution, director-officer liability, shareholder derivative actions, NDA's, trade secret disputes, labor and employment issues, and general contract disputes.

Litigation and ADR Participation: Practice includes participation in private negotiations, administrative hearings, trial courts (jury and bench), boards of contract appeals, appellate courts, arbitration, mediation, and dispute review boards.

Honors: Holds an AV-Peer Review rating from Martindale-Hubbell, has been included in the 2013-2023 *Best Lawyers in America* for Commercial Litigation, and has been named to Washington *SuperLawyers* in 2013-2023.

Alternative Dispute Resolution Training: Mediator Essentials: Skills for Facilitating Negotiated Agreements (AAA Mediation training – 30 hours); UW School of Law, 25th Annual Northwest Dispute Resolution Conference, 2019; UW School of Law, 20th Annual Northwest Dispute Resolution Conference, 2013; AAA Advanced Mediator Training: Managing the Dynamics of a Multi-Party Case, 2012; AAA/ICDR Neutrals Conference, 2009; Pepperdine University School of Law, Strauss Institute for Dispute Resolution, Mediating Complex Construction Disputes, 2007 (40-hour course); Miscellaneous other AAA arbitrator training courses.

Professional Licenses: Admitted to the following Bars— Washington, 1997; Idaho, 1998; Montana, 1999; California, 2012; Oregon, 2021; U.S. Court of Appeals: Ninth (2000) and Federal (2003) Circuits; U.S. Court of Federal Claims, 2004; numerous federal district courts.

Professional Associations: Washington State Bar Association (Construction Law Section; ADR Section); Idaho State Bar Association; Montana State Bar Association (Construction Law Section); Spokane County Bar Association; American Bar Association (Forum on the Construction Industry; Section of Public Contract Law); Oregon State Bar; member of Commercial Arbitration Panel for the American Arbitration Association.

Education: University of Washington (BS, History-1994); University of Oregon (JD-1996), receiving the Order of the Coif and a Statement of Completion in Business Law.