

GREG DAVID DERIN
1801 Century Park East, 16th Floor
Los Angeles, California 90067
Telephone: (310) 552-1062
Facsimile: (310) 552-1068
Email: gdderin@derin.com
www.derin.com

Education

University of California, Berkeley , A.B., 1976
Graduation with Highest Honors in Political Science
Phi Beta Kappa

University of California, Berkeley Law, J.D., 1979
Research and Book Review Editor, *California Law Review*

Employment

Mediator and Arbitrator, Signature Resolution, January 2020 - Present

Mediator and Arbitrator, Judicate West, March 2014 - December 2019

Mediator and Arbitrator, gdd Mediation and Arbitration, February 2002 - March 2014

Greg David Derin, Attorney at Law, October 1, 1997- Present

Del, Rubel, Shaw, Mason & Derin, A Law Corporation, Los Angeles, California
Partner, October 1, 1989 - September 30, 1997

Dern, Mason & Floum, A Professional Corporation, Los Angeles, California
Litigation Associate, 1979-1986
Partner/Managing Partner of Litigation Department, 1986-1989

Experience

- Areas of experience include contract, fraud, blockchain, cryptocurrency, entertainment (including talent agency, motion picture, television, music (including valuation of music rights), computer, social media, apparel, internet and related high technology), intellectual property (including copyright, trademark, trade dress, secondary meaning, photography, copyright termination. Lanham Act, Digital Millennium Copyright Act, dilution), deceptive trade practices, licensing, trade secret, unfair competition, rights of privacy and publicity, defamation (libel and slander), misappropriation, Federal Trade Commission, breach of fiduciary duty, real estate, employment, wage and hour, wrongful termination, corporate and partnership, legal malpractice, class actions, unjust enrichment, business tort, interference with contract and prospective economic advantage, and unfair business practices.

- Served as sole arbitrator, and as a member and chair of three arbitrator panels. Examples of recent arbitrations include:

Entertainment and Intellectual Property: determination of the scope of life story rights agreements; alleged breaches of distribution and marketing consulting services agreement; talent agency-artist fee disputes; scope of services and distribution fee and accounting disputes; interpretation of permitted interest cap on Defined Net Proceeds language in Distribution Agreement; alleged breaches of international film distribution contract; contract interpretation in reality television claim; alleged failure to fulfill terms of license agreement and purported violation of intellectual property rights; entitlement to participate in future projects involving iconic multimedia franchises; claim by reality show contestant for breach of contract, wage and hour violations; compensation for present and future sequels of iconic motion picture; alleged breaches of production services and compensation agreements.

Commercial and Contract: breaches of design and royalty agreements; large commercial lease dispute relating to allegations of high technology equipment failure, fraud and misrepresentations; alleged cross-breaches of agreement to provide software access, training and support services, and alleged copyright violations; alleged fraud and misrepresentation claims in commercial contracts.

Employment: wage and hour claims; age and race discrimination claims; determination of employment or independent contractor status; wrongful termination claims.

- Experience in all phases of litigation (e.g., pre-litigation investigation, litigation auditing, pleading, provisional relief, discovery, law and motion, extraordinary writs, trial, appeal and settlement).
- Matters litigated before Federal and/or State Courts in California, Illinois, New York, Pennsylvania, and jurisdictions and numerous arbitration tribunals, California Labor Commissioner, Screen Actors Guild, American Federation of Television and Radio Artists, Writer's Guild of America, Director's Guild of America, California Regional Water Quality Control Board, California State Water Resources Control Board, National Association of Securities Dealers, Major League Baseball Players' Association.

Mediation Teaching

Harvard Law School, Harvard Negotiation Institute, "*Mediation Workshop*" (Assisted Professor Frank E.A. Sander, Linda Singer and Michael Lewis in teaching the course, June/October 2004 - June 2012)

Mediation Training (Selected)

Harvard Law School, Program of Instruction for Lawyers, "*Mediation Workshop*" (30.5 Hour Training Program Led by Professor Frank E.A. Sander, Linda Singer and Michael Lewis)

Pepperdine University School of Law, Straus Institute for Dispute Resolution, "*Mediating the Litigated Case*" (42 Hour Certificate Program)

Center for Dispute Settlement (Washington, D.C.), "*Advanced Mediation Techniques*" (18 Hour Program)

Dispute Resolution Services, Inc. (Los Angeles County Bar Association), "*Advanced Mediator Skills Training*" (15 Hour Certificate Program)

American Bar Association, Section of Dispute Resolution/International Academy of Mediators, "*Advanced Mediation and Advocacy Skills Training*" (12 Hour Training Program)

Center for Dispute Resolution (Kenneth Cloke), Mediation Training (30 hour Training Program)

Pepperdine University School of Law, Straus Institute for Dispute Resolution, Advanced Training for United States District Court Settlement Officers: "Cross-Cultural Ramifications in Mediations," "Overcoming Impasse and Transparency in Mediations," and "Mediator Influence and Overcoming Barriers"

General Arbitration Training (Selected)

American Bar Association, Section of Dispute Resolution, *Arbitration Training Institute* (22 Hour Training Program)

American Arbitration Association, Arbitration Fundamentals and Best Practices (2 Day Training Program)

American Arbitration Association, Numerous Continuing Education Training Programs

Independent Film & Television Alliance Arbitration Training and Annual Updates

Chartered Institute of Arbitrators, Accelerated Route to Fellowship (3 Day Program)

Professional Affiliations

Distinguished Fellow, International Academy of Mediators

Fellow, Chartered Institute of Arbitrators (FCIArb)

Past Chair, Southern California Chapter, North American Branch, Chartered Institute of Arbitrators

Member, American Arbitration Association Roster of Neutrals (Commercial, Employment, Large Complex Panels)

Chair, California State Bar Committee on Alternative Dispute Resolution 2006-2007

Member, California State Bar Committee on Alternative Dispute Resolution 2003-2007

Member, National and California Academy of Distinguished Neutrals

Member, CPR Panel of Distinguished Neutrals (Los Angeles, Entertainment and Employment Panels)

Past Member, Arbitration Panel, Independent Film & Television Alliance (IFTA)

Member, World Intellectual Property Organization (WIPO) Mediation and Arbitration Panels

Member, Panel of Neutrals, London Court of International Arbitration

Member, USCIB (International Chamber of Commerce USA) Panel of Arbitrators

Past Member, California Judicial Council's Administrative Office of the Courts Working Group on Qualifications For Mediators In Court-Connected Mediation Programs for Civil Cases

Past Settlement Officer, United States District Court, Central District of California

Settlement Officer, California Court of Appeal, Second Appellate District

Member, Los Angeles Copyright Society

Member, Copyright Society of the USA, Los Angeles Chapter

Member, Federal Bar Association

Member, Los Angeles Intellectual Property Law Association

Member, Sports Lawyers Association

Member, Association of Business Trial Lawyers

Member, American Bar Association (Litigation, Intellectual Property, and Dispute Resolution Sections)

Member, Los Angeles County Bar Assoc. (Intellectual Property, Entertainment Sections; Dispute Resolution Assocs.)
Member, Beverly Hills Bar Association

Publications (Selected)

"Mediator's Proposals: Value and Unintended Consequences," *Los Angeles Daily Journal*, March 18, 2021
"Early Neutral Evaluation: The Road Less Traveled," *Los Angeles Daily Journal*, June 19, 2020
"The Wisdom of Kindness in Negotiations," *Los Angeles Daily Journal*, June 4, 2020
"The Willfulness Requirement in Trademark Damages and the Imagination of Counsel," *The Recorder*, May 7, 2020
"Zooming To A Brighter Future," *Los Angeles Daily Journal*, April 24, 2020
"There's no crying in baseball,' unless you're cheated," *Los Angeles Daily Journal*, March 13, 2020
"Sunk costs: How your mediator can help you avoid eating liver and onions," *Los Angeles Daily Journal*, Feb. 21, 2020
"A Multi-Door Future: A Practical Guide To Unlocking The Full Potential of ADR," *The Advocate*, September 2015
"Put Me In Coach, Coaching The Stages of Mediation In Nine Innings," *The Advocate*, September 2013
"In Mediation and in Baseball, No One Can Win Without Coming Home," *Los Angeles Daily Journal*, April 4, 2009
"Death to Rambo: How Focusing on Your Client's Interests Can Lower Your Blood Pressure and Make You a More Effective Problem Solver," *The Advocate*, October 2008
Co-Author, "What Every Lawyer Should Know About Working With Mediators," GIMME 5 Column of the *Los Angeles County Bar Update*, September 2008
"Parties Shouldn't Feel Constrained by Conventional ADR Systems," *Los Angeles Daily Journal*, June 30, 2008;
"Success In Mediation: Know Where You Want To Go," Santa Monica Bar Association Newsletter, Spring 2005.

Speaking Engagements (Selected)

"How to Build A Persuasive Damages Model For Business, Contract and Copyright Cases," Signature Resolution, March 18, 2021
"Negotiations in Mediations: What Happens When Your Partner Stops Dancing," ABA Section on Dispute Resolution, Mediation Webinar Series, Part 4, May 5, 2015
"Six Ways to Court Defeat On The Battlefield of Mediation: Lessons from Sun Tzu on the Art of Negotiation War," American Bar Association Section of Dispute Resolution Annual Conference, April 16, 2015
"My Kingdom For A Horse: Arbitration of Intellectual Property Disputes: A Delicate Balance," California State Bar Intellectual Property Law Section, Licensing Interest Group Webinar, March 31, 2015
"Game of Thorns: Gaining the Advantage in Intellectual Property Mediations," 39th Annual Intellectual Property Institute, State Bar of California, November 7, 2014
"Dial I for Infringement: Anatomy of An IP Dispute," American Bar Association Annual Conference, Toronto, April 4, 2011
"Admission Ticket: Who Is Coming To The Show?," American Bar Association Section of Dispute Resolution Annual Conference, April 16, 2009
"Effective Mediation Advocacy, or How To Let The Other Side Have Your Way," California State Bar Annual Meeting, September 29, 2007, September 10, 2005, October 9, 2004

Selected Honors (Selected)

Southern California SuperLawyer, 2006 - 2021 (ADR)
Best Lawyers in America, Best Lawyers in Los Angeles for Mediation (2021)
"Power Mediator," *The Hollywood Reporter, Esq.*
Martindale-Hubbell Law Directory, AV rating

Court Admissions

All State and Federal Courts in California
United States Courts of Appeal, Ninth and Federal Circuits
United States Supreme Court