“Tips for a More Secure Environment for Online Dispute Resolution”

Join us on Monday, May 11, 2020 from 1:30 PM EDT for this free, non-CLE webinar!

Presented by the Dispute Resolution Committee
Co-sponsored by the Judges Initiative Committee and Business & Corporate Litigation Committee

**TOPIC**


**Program Moderator:** John Levitske, Ankura Consulting

**Program Panelists:**

- Judge Gail Andler (Ret.), JAMS
- Leslie A. Berkoff, Esq., Moritt Hock & Hamroff LLP
- Frances Goins, Esq., Ulmer & Berne
- Melvyn Simburg, Esq., Simburg, Ketter, Sheppard & Purdy
- William Zauner, JAMS

**REGISTRATION**

Registration for this event is not required. Simply follow the log-in instructions below 5 minutes before the meeting is set to begin.

**ACCESS INFORMATION**

To join the online meeting, follow this link: [https://americanbar.zoom.us/j/97446415270](https://americanbar.zoom.us/j/97446415270)

**PROGRAM MATERIALS AND PAST PROGRAMS**

There are no written materials for this program. All recordings and materials from this program and previous programs are available for free for ABA members and can be found on the ABA Business Law Section website.

**BIOGRAPHIES**

**John Levitske**

John Levitske, CPA ABV CFF CGMA ASA CFA CFLC CIRA, provides business valuation, forensic accounting, purchase price analysis and dispute resolution services in complex commercial situations. He testifies as an independent expert witness in disputes, both domestic litigation and international arbitration, regarding issues of valuation, finance, damages, or accounting. He also acts as a neutral expert determiner or neutral arbitrator and advises clients in mediations and negotiations. He is frequently consulted regarding business disputes, shareholder disputes, and M&A transaction disputes. John is a Senior Managing Director in Ankura’s Disputes & Economics practice, based in Chicago.
He has over 30 years of experience, with 25 years of Big Four public accounting and international consulting firm experience. His expert work includes jury and bench trials, mediations, and arbitrations (e.g., LCAI, ICC, SCC, AAA, JAMS, FINRA, and ad hoc).


John has lectured on valuation, financial analysis, and forensic accounting topics to various professional groups, including the ABA, American Society of Appraisers, Association of Insolvency & Reorganization Advisors, Chicago Bar Association, and DailyDAC-Financial Poise. Also, he served as an accounting, finance, and auditing adjunct professor at both the University of Pittsburgh and Point Park University, and as a national exam question writer for both the Uniform CPA Exam and the American Institute of Certified Public Accountants’ Accredited in Business Valuation Exam.

**Judge Gail Andler (Ret.), JAMS**

Hon. Gail A. Andler (Ret.) joined JAMS as a full-time neutral after more than 21 years on the Orange County Superior Court where she served from 2007-2017 on the Complex Civil Litigation Panel. Judge Andler has experience across the legal spectrum including complex business, trade secret, employment, product liability, catastrophic personal injury and real estate disputes. She has managed and resolved large coordinated and consolidated product defect and injury cases in the pharmaceutical, medical device, and automotive industries, in addition to consumer and employment class actions and PAGA cases. Her time with the court also included serving two terms as the Presiding Judge of the Superior Court’s Appellate Division and she is the past President of the American College of Business Court Judges.

Prior to her appointment to the bench, Judge Andler represented individuals and closely held corporations in business and real estate litigation, including developers and design professionals. She also gained substantial jury trial experience as a prosecutor.

Judge Andler has been praised by attorneys for her commitment to finding resolution in tandem with her creativity. As a judge, she worked with parties to find common ground and create efficiencies in the legal process.

**Leslie A. Berkoff**

Leslie A. Berkoff is a Partner with the firm where she serves as Chair of the Dispute Resolution Department and former Chair of the firm’s Creditors’ Rights and Bankruptcy Practice Group. Ms. Berkoff concentrates her practice in the area of bankruptcy and restructuring litigation and corporate workouts, and she represents a variety of corporate debtors, trustees, creditors and creditor committees both nationally and locally. Her practice also includes an emphasis on equipment leasing and healthcare law. Ms. Berkoff is also an experienced litigator and handles corporate transactions both locally and nationally. In addition, Ms. Berkoff has an active alternate dispute resolution practice and
frequently serves as a mediator, and is also a trained arbitrator. She is on the Mediation Panels for the Eastern, Southern and Northern Districts of the United States Bankruptcy Courts in New York and the United States Bankruptcy Courts in Delaware and the Eastern District of Pennsylvania, as well as the Commercial Mediation Panel for Nassau County. Ms. Berkoff was recently selected by the American Arbitrators Association to serve on its National Roster of Arbitrators. She has also served as a court appointed examiner and guardian ad litem in several bankruptcy cases. She is currently the Chair of the Mediation Sub-Committee of the Chapter 11 Lawyers and Judges Advisory Committee for the United States Bankruptcy Court, Eastern District of New York and Co-Chair of the Mediation Committee of the New York State Bar Association. Ms. Berkoff also serves as a Member of the Dispute Resolution Section Advisory Council of the American Bar Association (ABA) of the Business Law Section.

**Frances Goins, Esq., Ulmer & Berne**

Frances Floriano Goins is a partner at Ulmer & Berne LLP, and leads the firm’s Cybersecurity & Privacy and Financial Services & Securities Litigation groups. She litigates complex business disputes, including matters involving cybersecurity, corporate governance, securities, consumer, and contract law. Her practice also includes counseling businesses on compliance and training for data privacy, cybersecurity, ethics, anti-bribery, and governance best practices. She regularly guides clients through data breach and incident response situations and related regulatory investigations. Fran is an accomplished appellate lawyer, having successfully argued several groundbreaking issues. She serves as an arbitrator on the American Arbitration Association Commercial and Consumer Panels, and has represented numerous clients in arbitration proceedings.

Fran was tapped by the Department of Homeland Security to speak on “Cybersecurity in the C-Suite and Boardroom” in its C-Cubed webinar series. She has lectured widely and authored numerous articles on cybersecurity and data privacy, including the Ohio chapter of Bloomberg Law’s “Privacy & Data Security Update” and “Cybersecurity 101 for Manufacturers: Why Should You Care?” published in Manufacturing Business Technology.

She has been consistently honored in numerous client and peer rankings, including Chambers USA, Benchmark Litigation, Ohio Super Lawyers, and The Best Lawyers in America®. Fran graduated Order of the Coif from Case Western Reserve University School of Law where she was Editor-in-Chief of the Law Review, and obtained bachelors and masters degrees in vocal performance from the Cleveland Institute of Music.

**Melvyn Simburg, Esq., Simburg, Ketter, Sheppard & Purdy**

Mel Simburg is a partner in the law firm of Simburg, Ketter, Sheppard & Purdy, LLP in Seattle, Washington. He advises clients and provides dispute resolution assistance for business, real estate, IP, web contracts, technology and rights licenses, and international transactions. He also facilitates partnerships and organizations with formation, dissolution, change and conflict resolution issues. Related to his areas of practice, he has served on Washington State and ABA committees, chaired seminars and written several articles. He has presented on mediation issues such as fundamentals of mediation, resolution of IP disputes, psychology of mediation, effective advocacy in mediation, and mock mediation sessions.

Mel has served as an arbitrator for over 25 years and a mediator for over 10 years. He has chaired arbitration panels addressing disputes involving millions of dollars in areas such as computer system
installations, banking, leases, contracts, and IP licenses. He has served as an Ombud to assist homeowners subject to eminent domain. He sits on national panels for the American Arbitration Association (Large Complex Cases; Intellectual Property, Commercial Disputes), the International Centre for Dispute Resolution, FINRA (securities disputes), the BCICAC in Canada and CIDRC for domain name disputes, Rule 39.1 panel for the U.S.D.C., W.D. WA, King County Superior Court and KCBA LRS ADR Panel. For group processes, Mel facilitates communications between members and leadership, addressing conflict and potential conflicts among various constituencies. He is also a member of the ABA Dispute Resolution Section and the Dispute Resolution Committee of the ABA Business Section.

**William Zauner, JAMS**

William Zauner is Vice President and CIO at JAMS, the largest provider of alternative dispute resolution (ADR) services worldwide. Zauner joined JAMS in 1990 and leads the security and technology teams for the company. He brings over 25 years of experience in engineering, deployment, and operations of secure scalable systems across a wide range of platforms, including telecommunications, video, and high-performance computing. He created the cyber security posture for JAMS over 25 years ago and has upgraded it several times over the years.

In this role, Zauner has incorporated security awareness into the operational culture at JAMS. Over the past several years, he instituted mandatory trainings that includes physical security as well as cyber security at JAMS. He regularly attends security briefings from law enforcement and security experts to keep up with latest trends and tactics.

Zauner is based in the JAMS Irvine headquarters.