

Erica B. Garay, Esq.
 Garay ADR Services
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I.	Profession	Accrediting Agency/Jurisdiction	Date of Admission
	Attorney	New York State California State Bar	1979 1986 (inactive)
II.	<u>Professional Organization</u>		<u>Date</u>
	NYS Bar Association (Dispute Resolution Section; Commercial and Federal Litigation Section; Labor and Employment Section)		Active
	Nassau County Bar Association (ADR Committee (former Chair); Commercial Litigation Committee; Labor and Employment Committee; Member, Nominating Committee (2018-2020))		Active
	Member, ADR Advisory Council for the U.S. District Court for the EDNY - Active		
	Member, ADR Advisory Council for the Nassau County Bar Association Mediation and Arbitration Panels		Active
III.	<u>General Professional Experience</u>		
	Neutral Mediator and Arbitrator, Garay ADR Services (2017-present)		
	Partner, Meyer, Suozzi, English & Klein, PC (2003-2017) (Chair, ADR Practice Group; Member, Litigation Practice Group; Member, Management Committee)		
	Partner and Associate, Rivkin Radler (1986-2002) Litigation, Insurance Coverage Groups		
	Associate, Willkie Farr & Gallagher (1982-1983) Litigation		
	NYC Law Department (1978-1982), Assistant Corporation Counsel (General Litigation Group) (commercial litigation and general litigation, including employment, civil rights, constitutional and municipal law)		

IV. **General Practice Experience**

As a mediator, I have mediated over 250 cases in private practice, including on court rosters and the American Arbitration Association. The cases include claims regarding commercial disputes, shareholder rights, restrictive covenants (noncompetition, non-solicitation, NDAs), trade secrets, breach of contract, tortious interference, breach of fiduciary duties, real estate, real estate brokerage, employment discrimination (including race, gender, ethnicity, religion, ADA, pregnancy, sex, sexual harassment, wage & hour claims) and civil rights, governance and dissolution (LLCs and Corporations), trusts and estates, valuations and buy-outs, licensing, finance/loan and insurance coverage.

As an attorney-advocate, I handled the above cases, including cases that are complex commercial cases from trial through appeal.

As an arbitrator, I have handled the above cases, as well as cases involving appraisals, severance and executive compensation, intellectual property

V. **Mediation Training**

I have had the 40 hours of basic and advanced mediator training through the Office of Court Administration (Suffolk County) 2009-2010; American Arbitration Association training 2010-2019); and various mediation CLE training as well. I am a frequent lecturer and author, and have participated in training.

VI. **Pertinent Bankruptcy Training:**

I have practiced in adversary proceedings as a litigator. I would only accept cases that are adversary proceedings.

VII. **General pertinent business and legal experience**

Areas of Expertise: commercial and business law, employment law; corporate law; UCC, LLC/Corporate dissolutions and governance issues; shareholder disputes and derivative claims; buy-outs and appraisals/valuation proceedings; breach of contract, severance; employment discrimination; sales, warranty and breach of contract; licensing, intellectual property; trade secrets; restrictive covenants; insurance coverage; hotel and hotel management; wage & hour (FLSA)

General Pertinent Business or Legal Experience: commercial and business law, employment law; corporate law; UCC, LLC/Corporate dissolutions and governance issues; shareholder disputes and derivative claims; buy-outs and appraisals/valuation proceedings; breach of contract, severance; employment discrimination; sales, warranty and breach of contract; licensing, intellectual property; trade secrets; restrictive covenants; insurance coverage (including toxic tort and environmental claims; advertising injury; E&O, D&O, EPLI); asset purchase and stock purchase agreements; general business issues. As a litigator, I served on steering committees for multi-district litigation and am admitted to several federal courts.

Industries: Manufacturing; aerospace; high tech/IT; medical billing; medical practices; distribution; fashion/apparel; hospitality (hotels, restaurants); real estate brokerage; real estate investment; insurance; insurance brokerage; sports and sports management; family-owned and closely held businesses; construction; law firms; accounting firms; moving companies; trucking companies; retail; finance/hedge funds; and business brokers.

Other Pertinent Experience: As chair of the Nassau County Bar Association ADR Committee, I chaired monthly seminars on various arbitration and mediation issues; I currently author and speak on these issues. I am able to hold mediations via ZOOM. I serve as an arbitrator and mediator on the American Arbitration roster of neutrals for Complex Commercial, Consumer and Employment Law panels. I also serve on a variety of court rosters, including the N.Y.S. Supreme Court Commercial Division (New York, Queens, Nassau, Suffolk and Westchester counties), the SDNY and EDNY roster of mediators.