

# Robert H. Green, Esq.

**Current Employer-Title** Kennerly, Montgomery & Finley, P.C. – Shareholder

**Profession** Attorney - Construction, Commercial, Insurance, Negligence

**Work History** Attorney, Kennerly, Montgomery & Finley, P.C., 1988-present; Attorney, 1975-present; Senior Mechanical Engineer, Aluminum Company of America, 1966-72.

**Experience** Over 25 years of experience representing architects, engineers, designers, sub and specialty contractors, general contractors, and owners involved in various public and private (commercial, industrial, and residential) projects in litigation and/or arbitration and mediation. Involved in representing businesses in class action litigation involving the Tennessee Consumer Protection Act. First ten years of practice involved representing individual consumers in a variety of matters, including actions against corporations, and large financial institutions. Named by Citiview Magazine as one of Knoxville's top Attorneys for 2007 in the area of construction law and 2008 in the area of arbitration. Listed in The Best Lawyers in America as a top attorney in America in the specialty of construction law for 2008 & 2009.

**Alternative Dispute Resolution Experience** Sole arbitrator and member of arbitration panel (frequently as chairman) for resolution of claims ranging from a few thousand to millions of dollars. Arbitrated many disputes between general contractors, subcontractors, architects, engineers, owners, and material suppliers. Representative projects include university buildings; industrial buildings including roofs and flooring; country club construction and renovation; rail line reconstruction; school construction; apartment and condominium construction; church construction; retaining wall failures; and hotel renovations. Served as mediator in a wide variety of commercial and industrial disputes including: home construction; commercial building construction; precious metal mining processes, Bolivia, South America; bridge damage by barge company; construction of major health care facility; and utility infrastructure improvements. Certified mediator for the U.S. District Court, Eastern District of Tennessee, and certified by The Supreme Court of Tennessee as a Rule 31 Mediator.

**Alternative Dispute Resolution Training** AAA Chairing an Arbitration Panel: Managing Procedures, Process & Dynamics (ACE005), 2006; Attended AAA Neutrals Conference, 2004; AAA Arbitration Awards: Safeguarding, Deciding & Writing Awards (ACE001), 2004; AAA Annual Arbitrator Update, 2004, 2001; AAA Construction Industry Arbitrator II Training: Advanced Case Management

Issues, 2002; Advanced Civil Mediation Training, Knoxville, 1997; The University of Tennessee and Community Mediation Center, Advanced Rule 31 Civil Mediation, 1997; AAA Construction Arbitrator Training, 1996; AAA Construction Mediation Training; AAA Construction Arbitration, Intermediate and Advanced.

**Professional Licenses** Admitted to the Bar: Tennessee, 1975; U.S. District Court, Eastern District of Tennessee, 1975; U.S. Court of Appeals, Sixth Circuit, 1984; U.S. Court of Federal Claims, 1982. Registered Professional Engineer, Tennessee, 1972 (inactive).

**Professional Associations** American Society of Mechanical Engineers; Knox County Bar Association; Tennessee Bar Association; American Bar Association (Forum on the Construction Industry); Tennessee Defense Lawyers Association; Association of Defense Trial Attorneys; Defense Research Institute; Tennessee Association of Construction Counsel (Founding Member, Treasurer, and Member of Governing Board).

**Education** Iowa State University (BS, Engineering Operations-1965); University of Iowa (BS, Mechanical Engineering-1966); University of Tennessee (JD-1975).

**Publications and Speaking Engagements** Author of Tennessee Construction and Design Law Chapter for the ABA's "A State Guide to Design and Construction Law, Second Edition. Speaker, "Construction Issues in Tennessee Seminar," 2005, 2004, 2002; speaker, Alternative Dispute Resolution, Construction Law Seminar, 2002; "Alternative Dispute Resolution," LEGAL BRIEFS, vol. 2, no. 1, December 1994; "Obtaining Patents," LEGAL BRIEFS, vol. 1, no. 4, June 1994.

**Compensation** \$275 Per Hour

Charges for pre- and post-hearing administrative time, including review of correspondence and documents, conferences, travel time (one-half rate), post-hearing study time, and conferences necessary to render a decision.

**Citizenship** United States of America

**Locale** Knoxville, TN