

Thomas F. Margiotti

Attorney At Law

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Career Overview

Private law practice. Represent business clients and private individuals in litigation, mediation, arbitration and transactional matters in a variety of areas including: commercial, contracts, business, employment/workplace, personal injury, Real Estate and premises liability. 2000 to Present.

Alternative Dispute Resolution Practitioner (Mediator/Arbitrator) International Institute for Conflict Prevention & Resolution (CPR), London Court of International Arbitration, National Arbitration & Mediation (NAM), United States District Court for the Eastern District of Pennsylvania, United States District Court for New Jersey, Philadelphia Courts of Common Pleas, New Jersey Superior Court, Pennsylvania Association of Realtors, Suburban West Realtors Association and Montgomery County Realtors Association.

Adjunct Professor, Philadelphia University, Philadelphia, PA. January 2014 to Present.

Visiting Professor, Comenius University Faculty of Law, Bratislava, Slovak Republic, October 2016

Delegate for NGO, United National Commission on International Trade Law (UNCITRAL) Working Group III (Online Dispute Resolution) International Institute of Commercial Law Vienna, Austria Nov/Dec 2015

Alternative Dispute Resolution (ADR) consultant Pragma Corporation in conjunction with USAID and the Ministry of Justice for the Republic of Armenia. Analyzed the Law of the Republic of Armenia for Commercial Arbitration and made recommendations for changes to current law for the purposes of economic development. Made recommendations for developing dispute resolution systems including court connected arbitration and mediation programs and Online Dispute Resolution. Developed educational/orientation program for Judges, attorneys and law students. Yerevan, Armenia 2013

Executive Director (Interim), Montgomery Conflict Mediation Center. Responsible for day to day operations of mediation center. Set and enforced policies for the operation of center, training programs and for roster of mediators. Responsible for development of programs including: conceptualizing new courses, updating existing courses, recruiting instructors, marketing, administration, maintaining legal compliance and reporting to Board of Directors. Norristown, PA. October 2013-December 2014, Member of Board of Directors January 2012-September 2013.

Of Counsel Attorney, Messa and Associates P.C. Philadelphia, PA. 2007-Present

Assistant District Attorney, Philadelphia District Attorney's Office assignments included: Major Trials and Homicide Units. Headed Eastern District of Pennsylvania Arson Response Team. Tried over 100 jury trials and thousands of non-jury trials. 1987-2000

Publications

“Stipulated Arbitration-A Bridge Between Two Conventions?” International Bar Association, Mediation Newsletter, 2016

“Alternative Dispute Resolution and the Passenger Contract,” Cruise Tourism & Innovation: Improving Passengers' Experiences and Safety, Alexis Papathanassis, Michael H Breitner and, Ate de Groot, Editors, Published by Logos Verlag, Berlin, Germany June 9, 2014.

“Developing Alternative Dispute Resolution for Armenia” 69 pages including more than 27 recommendations, time-line and roadmap for implementation. USAID & EDMC November 15, 2013

“The International Forum of Travel and Tourism Advocates (IFTTA) response to the European Commission's Consultation Paper on the use of Alternative Dispute Resolution (ADR) as a means to Resolve Disputes Related to Commercial Transactions and Practices in the European Union” which was presented at IFTTA's 5th European conference in Rostock, Germany March, 2011.

Presentations

Alternative Dispute Resolution for Hospitality Attorneys, Academy of Hospitality Attorneys (AHIA) Las Vegas, NV June 2016

Resolving International Travel, Tourism & Hospitality Disputes, IFTTA's 26th World Conference Buenos Aries, Argentina November 2015

The National Courts, ADR and the Hague Conference on Private International Law, IFTTA's 8th European Conference Tučepi, Croatia, May 2015.

Developing Online Dispute Resolution, IFTTA North America Ft. Lauderdale FL, March 2015

Designing Fair, Effective and Efficient Dispute Resolution Systems for the Travel, Tourism and Hospitality Industries IFTTA North America, Ft. Lauderdale FL, February, 2014 and 25th World Conference Dublin, Ireland, October 2014

Legal Lessons from the Costa Concordia, 5th International Cruise Conference, Cruise Research Society Bremerhaven, Germany, March 2014.

The Pros, Cons and Pitfalls of Online Dispute Resolution IFTTA 24th World Conference Prague, Czech Republic October 2013.

What Hospitality, Travel and Tourism Executives need to know about Alternative Dispute Resolution. IFTTA 6th European Conference Yerevan, Armenia April 2013

Alternative Dispute Resolution for Vessel Owners and Operators, Passenger Vessel Association (PVA), Jacksonville, FL February 2013

Alternative Dispute Resolution for the Travel and Tourism Industries, IFTTA North America, Ft. Lauderdale FL, February 2013

Alternative Dispute Resolution and the Passenger Contract, Cruise Research Society, 4th International Cruise Conference, Leeuwarden, Netherlands, May 2012

“The International Forum of Travel and Tourism Advocates (IFTTA) response to the European Commission's Consultation Paper on the use of Alternative Dispute Resolution (ADR) as a means to Resolve Disputes Related to Commercial Transactions and Practices in the European Union” IFTTA's 5th European conference in Rostock, Germany March 2012.

The ABCs of ADR (Alternative Dispute Resolution), PVA, Portland, OR January 2012

Continuing Legal Education instructor for: Florida Bar Association and Pennsylvania Bar Association sanctioned programs presented by International Forum of Travel and Tourism Advocates, Montgomery Conflict Mediation Center, The Pennsylvania District Attorneys Association and the Philadelphia District Attorney's Office.

Selected Mediation Trainings & Courses

Essential Skills, American Arbitration Association, (AAA)	40 Hours
Basic, New Jersey Institute for Continuing Legal Education, (NJICLE)	22.5 Hours
Cross Border Mediation, International Mediation Alliance	9 Hours
Dealing With Difficult People, Montgomery Conflict Mediation Center, (MCMC)	7 Hours
The Strategic Mediator, Pennsylvania Bar Institute (PBI)	6 Hours
Mediating Employment Cases In Federal District Court, NJICLE	3 Hours
Mediation Ethics, MCMC	2 Hours
Mediating High Profile Cases, Association for Conflict Resolution (ACR)	1.5 Hours
Lessons Learned from Labor and Employment Mediation and their application to the broader ADR fields and vice versa, ACR	2 Hours
Mediation & Settlement Techniques of a Business Dispute, NJICLE	1.75 Hours
Multi-Party Mediations, AAA	1.5 Hours
High-Stakes Mediations, Phila. Bar Association	1.5 Hours
The Mediator as Coach, American Institute of Mediation (AIM)	1 Hour
Impasse is a Fallacy: Setting the Stage for Mediation Prevents Impasse, AIM	1.75 Hours
Mediation's Global Growth, AAA	1 Hour
Business Mediation Challenges & Multiparty Techniques, CPR	1 Hour
Insurance Issues in Mediation International Academy of Mediators (IAM)	1 Hour
What Every Mediator Needs to Understand About Attorneys and Effective Advocacy in Mediation, Creighton University Werner Institute CUWI	1 Hour

Mediation Preparation, Philadelphia Bar Association 1 Hour
Research What Works in Mediation and How Does It's, 1 Hour

Selected Arbitration Courses Attended

CIArb-CPR Arbitrator Training- 17.5 Hours, completed levels 1-3 for Fellowship & passed level 4 Award Writing
Efficiency and Effectiveness of Arbitration, London Court of International Arbitration (LCIA)
The New York Convention, Back to the Future, Chartered Institute of Arbitrators
Managing a Successful Arbitration, the College of Commercial Arbitrators
Efficient, Effective and Affordable Commercial ADR, ACR
How to Deal with the Insurer in the Arbitration and Mediation Process, CPR
Arbitrating the Difficult Discharge Case, AAA
Damages in International Arbitration, Juris Conferences
Don't Strike Back-Retaliatioin Claims, AAA
Basic Arbitration Training, NJICLE
Binding Arbitration under the N.J. Uniform Arbitration Act, NJICLE
Dealing With the Pro Se Party in Mediation and Arbitration, AAA
Resolving Construction Disputes-The New Alternatives, NJICLE
International Arbitration, PBI
Resolving International Trade Disputes, PBI
Compulsory Arbitration, PBI
Arbitration Ethics, ALM

Online Dispute Resolution

ODR2015, Law School of Pace University, New York
Online Intensive Workshop, ACR
Cyber-Ethics: The Impact of Technology on Mediator Ethics, ACR
Online Dispute Resolution as the New Normal, ACR
Trust in Online Mediation, CUWI
Online Mediation A New Frontier, Pennsylvania Council of Mediators
Technology and Legislation to Drive Growth in Alternative Dispute Resolution, CIArb
Tech Tools for Mediation: The Use of Technology During Mediation and Beyond, IAM
Considering ODR-PBA

Other Programs Attended

International Bar Association Annual Conference, Washington D.C. 2016
International Court of Arbitration (ICC) 11th New York Conference, 2016
Global Arbitration Review (5th Annual GAR) New York, New York 2016
European Union Law and Integration & Comparative Eastern European Legal Systems, Center For International Legal Studies, Salzburg, Austria March 2016.
International Arbitration Conference, International Center of Dispute Resolution (ICDR) Miami, 2016.

AAA/ICDR ICC ICSID 32nd Joint Colloquium on International Arbitration, Washington, 2015
Society, Commerce and Dispute Resolution, AAA & Fordham Law School, New York, 2015

Certificates

International Commercial Arbitration-Columbia Law School & CIArb
International Commercial Law-Institute of International Commercial Law, Pace Law School
Negotiation-Creighton University School of Law
Safety in Mediation-Association for Conflict Resolution
Mediator-National Association of Certified Mediators
Mediation Trainer-National Association of Certified Mediators

Education

Delaware Law School of Widener University, JD, May 1987
Honor Grades: Evidence, Contracts, Commercial Transactions, Property,
Class Rank: top 17%

Villanova University, BA, Communications, May 1982
Dean's List

Bar Admissions

New York Supreme Court
Pennsylvania Supreme Court
New Jersey Supreme Court
United States District Courts for the Eastern District of Pennsylvania
United States District Court for New Jersey

Professional Memberships

International Bar Association
Association for International Arbitration
Association for Conflict Resolution-Greater Philadelphia Chapter
New Jersey Association of Professional Mediators
New Jersey Bar Association-Alternative Dispute Resolution Section
Pennsylvania Council of Mediators
Global Alliance of Travel, Tourism and Hospitality Attorneys
International Forum of Travel and Tourism Advocates (IFTTA)
Philadelphia Bar Association-Business Law Section-International Law Committee
Academy of Hospitality Attorneys