

ROGER S. HAYDOCK

Professional Experience Summary

Professor Haydock has taught and practiced law for 32 years. He is Executive Director of the Institute for Advanced Dispute Resolution and a Director of the National Arbitration Forum and the International Arbitration Forum. He is a Professor of Law at William Mitchell College of Law and has also taught at the University of San Diego School of Law and California Western School of Law. He teaches trial advocacy, dispute resolution, lawyering, civil procedure, evidence, ADR, international arbitration and mediation, and other procedural, substantive, clinical, and skills courses. He has taught and administered international dispute resolution programs in Oxford, London, and Prague. He has been Director of the Minnesota Advocacy Institute and a faculty member of the National Institute for Trial Advocacy and the Minnesota Judicial College .

Mr. Haydock has extensive ADR and practice experience. He has been the mediator for over 500 federal and state cases. He has been the arbitrator for over 25 contested cases. He has also conducted summary jury trial and mini-trials. He was Director of the William Mitchell Law Clinic, General Counsel with Equilaw, a lawyer with Legal Services, and Of Counsel with Robins, Kaplan, Miller, & Ciresi, Horton and Langevin, and Clark C. Griffith, His legal practice has been primarily in the areas of commercial, consumer, business, employment, personal injury, contract, and tort law.

He has substantial experience in presenting many legal education courses to lawyers and professionals and has trained attorneys, judges, mediators and arbitrators. He has delivered hundreds of speeches to lawyers, judges, executives, physicians, experts, groups, and the public. He has delivered numerous presentations to groups including business executives and consumers.

Legal Education

Mr. Haydock is a 1969 J.D. graduate from DePaul University College of Law and a 1967 A.B. graduate from St. Mary's University in Minnesota. He was a member of the Board of Editors of the DePaul Law Review where he served as Comment Editor and Legislation Editor.

Publications

Professor Haydock is a prolific and nationally and internationally recognized author in the areas of advocacy, dispute resolution, civil procedure, evidence, negotiation, ADR, lawyering, and civil practice. He has authored or co-authored 18 law school texts, 3 civil procedure multi-volume treatises, 12 lawyer practice books, 14 law review articles, and 12 legal manuals. His publications include: *Lawyering: Practice and Planning*; *Trial: Advocacy before Judges, Jurors, and Arbitrators*; *Without the Punches: Resolving Disputes Without Litigation*; *Negotiation Practice*; *Motion Practice*; *Discovery Practice*; *Fundamentals of Pretrial Litigation*; and *Minnesota Civil Rules Annotated and Minnesota Civil Rules Form*. He has co-directed over 40 videotapes on interviewing, counseling, negotiation, mediation, arbitration, trial, and appellate advocacy.

Professional Associations and Activities

Mr. Haydock is a Master of the Warren E. Burger Inn of Court and a Member of Delta Theta Phi. He is a Fellow with the American College of Civil Trial Mediators and also with the Center for International Studies in Europe. He is a Member of the American Bar Association and Minnesota Bar Association. He is admitted to the bar of the United States Supreme Court, the Eighth Circuit Court of Appeals, Minnesota Federal District Court, and the States of Minnesota and formerly of Illinois. He has obtained public service grants in excess of \$300,000 for research and law school courses. He provides pro bono mediation and

legal services.

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Professor of Law
William Mitchell College of Law
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Teaching Experience:

Professor of Law (WMCL): 1978 to present.
Visiting Professor of Law, University of San Diego School of Law, Spring 1987
and Spring 2000.
Visiting Professor of Law, California Western School of Law, Spring 2002
Clinical Director (WMCL): 1973 to 1984.
Visiting Professor of Law University of Colorado, Summer, 1981.
Founding Director, Minnesota Advocacy Institute, 1987-1988.
Faculty, National Institute for Trial Advocacy, 1979-1986.
Faculty, Minnesota Judicial College, 1993-1998.
Associate Professor of Law (WMCL): 1976-1978.
Assistant Professor of Law (WMCL): 1972-1976.
Instructor (WMCL): 1970-1972.
Sabbaticals: Spring 1982, University of Arizona, Tucson.
Summer/Fall 1998, International Dispute Resolution
In England, France, and Italy

Teaching:

Courses Recently Taught: Lawyering, Civil Procedure, Evidence, Advanced Trial
Advocacy, Civil Advocacy Clinic, Pretrial Litigation, ADR, International Dispute
Resolution, Arbitration and Mediation, Trial Advocacy
Other Subjects Taught: Contracts, Advanced Civil Procedure, Consumer Law, Civil
Practice, Civil Litigation Clinic, Civil Rights, Employment Law, International
Litigation, Remedies, Comparative Law

International Teaching Experience:

Director and Professor, University of San Diego Summer, Oxford, England (2001)
Director, University of San Diego Summer Program, London, England, (1994)
Director and Professor, William Mitchell College of Law Summer
Program, London, England (1993)
Faculty, International ADR Law, Equilaw, Prague (1992)
Director and Professor, William Mitchell College of Law, London, England (1991)
Professor, William Mitchell College of Law Summer Program,
London, England, (1990)

ADR Experience:

Special Master, Federal District Court, Minnesota 1996 to present.

Qualified Neutral, Minnesota Supreme Court ADR Panel, 1994 to present

Mediator, Advanced Dispute Resolution Forum, 1994 to present.

Arbitrator, National Arbitration Forum, 1988-1993

Director of Arbitration and Mediation, National Arbitration Forum,
1993 to 1994.

Executive Director, Institute for Advanced Dispute Resolution, 1999 to present.

Practice/Administrative/Legal Experience:

General Counsel, Equilaw 1991-1992

Arbitrator and Mediator, Equilaw, 1988 to 1991.

Of Counsel, Clark Griffith and Associates, 1990 to 1994.

Of Counsel, Robins, Zelle, Larson & Kaplan, Minneapolis, 1986 to 1989

Of Counsel, Horton and Langevin, Minneapolis, 1984 to 1986.

Clinical Supervisor, William Mitchell Law Clinic, 1973-1984.

Chief Counsel, Legal Assistance of Ramsey County, 1971-1972.

Fellow, Legal Services Training Program, 1970-1972.

Reginald Heber Smith Community Lawyer Fellow, St. Paul, MN,
1969-1971.

Continuing Legal and Law Education:

Chair, Numerous CLE courses on advocacy, lawyering, and practice

Lecturer, Hundreds of CLE courses on many aspects of the law

Speaker, Many business, consumer, medical, and executive conferences

Faculty, ADR and Arbitration and Mediation Programs

Director, Minnesota Advocacy Institute, Minnesota State Bar

CLE Professional Skills Training Center, 1988 to 1989.

Scholar - in - Residence, Minnesota Continuing Legal

Education, 1987-1988.

Education:

A.B., St. Mary's College (Minnesota), 1967.
J.D., DePaul University College of Law, 1969.

Law Review:

Board of Editors, DePaul University Law Review
Comment Editor, DePaul Law Review, 1968-1969.
Legislation Editor, DePaul Law Review, 1967-1968.

Treatises:

- D. Herr and R. Haydock, *Civil Rules Annotated*, Minnesota Practice, (West 1998-2002 and annual supplements) 4 volumes.
- R. Haydock, D. Herr and S. Peterson, *Civil Rules Forms*, Minnesota Practice, (West 1997 and annual supplements) 2 volumes.
- D. Herr and R. Haydock, *Civil Rules Annotated*, Minnesota Practice, (West 1985-1997 and annual supplements) 3 volumes.
- E. Magnuson, D. Herr, and R. Haydock, *Appellate Rules Annotated*, Minnesota Practice, (West 1985 -1995 and annual supplements) 1 volume.

Books:

- R. Haydock, D. Herr, and J. Stempel, *Fundamentals of Pretrial Litigation*, Fifth Edition (West 2001) 791 pages.
- D. Herr, R. Haydock, and J. Stempel, *Motion Practice*, Fourth Edition (Aspen 2001 and annual supplements).
- R. Haydock, D. Herr, and J. Stempel, *Fundamentals of Pretrial Litigation*, Fourth Edition (West 2000) 782 pages.
- R. Haydock and J. Sonsteng, *Trial: Advocacy Before Judges, Jurors, and Arbitrators* (West Group 1999) 696 pages.
- R. Haydock and D. Herr, *Discovery Practice*, Third Edition (Aspen 1998 and annual supplements).
- D. Herr, R. Haydock, and J. Stempel, *Motion Practice*, Third Edition (Aspen 1996 and annual supplements).

Books continued:

- R. Haydock, P. Knapp, A. Juergens, D. Herr, and J. Stempel, *Lawyering: Practice and Planning* (West 1996) 320 pages.
- R. Haydock, D. Herr, and J. Stempel, *Fundamentals of Pretrial Litigation*, Third Edition (West 1996) 748 pages.
- R. Haydock and J. Sonsteng, *Trialbook*, Second Edition (West 1995).
- Advocacy by Haydock and Sonsteng*, (West 1994) Five Volumes:
 Planning and Preparation
 Opening and Closing
 Examining Witnesses: Direct and Cross
 Evidence, Objections, Exhibits
 Jury Trials
- R. Haydock, D. Herr, and J. Stempel, *Fundamentals of Pretrial Litigation*, Second Edition (1992) 786 pages.
- S. Doyle and R. Haydock, *Without the Punches: Resolving Disputes Without Litigation* (Equilaw 1992) 182 pages.
- D. Herr, R. Haydock, and J. Stempel, *Motion Practice*, Second Edition, (Little, Brown 1991) 810 pages.
- R. Haydock and J. Sonsteng, *Trial: Theory, Tactics, Techniques* (West 1990) 711 pages.
- R. Wharton, R. Haydock, and J. Sonsteng, *California Civil Trialbook*, Lawyer and Law School Editions (West 1990) 200 pages.
- R. Haydock and D. Herr, *Discovery Practice*, Second Edition, (Little, Brown 1988 and annual supplements) 804 pages.
- R. Haydock, *Evidence at Trial* (Minn. CLE 1987) 113 pages.
- R. Haydock, D. Herr, and J. Stempel, *Fundamentals of Pretrial Litigation* (West 1985) 768 pages.
- D. Herr, R. Haydock, and J. Stempel, *Motion Practice* (Little, Brown 1985) 645 pages.
- J. Sonsteng, R. Haydock, and J. Boyd, *Trialbook* (West 1985), Lawyer Edition 202 pages.
- R. Haydock, *Negotiation Practice* (John Wiley 1984). Lawyer and Student Editions 263 pages.

Books continued:

- J. Sonsteng, R. Haydock, and J. Boyd, *Trialbook* (West 1984). Student Edition 404 pages.
- R. Haydock and D. Herr, *Discovery: Theory, Practice, Problems* (Little, Brown 1983) 408 pages.
- R. Haydock and D. Herr, *Discovery Practice* (Little, Brown 1982) 678 pages.
- R. Haydock and D. Herr, *Minnesota Discovery Practice* (North Central 1978) 186 pages.
- R. Haydock, *Minnesota Consumer Law Handbook* (North Central 3rd ed. 1977, 2d printing 1978) 120 pages.
- Chapter on "Consumer Law" for *Student Lawyer* (West 1981).
- Chapters 1 and 2, *The Arbitration Process*, Center for International Legal Studies, Kluwer Law International 2001.

Manuals:

- Interviewing, Counseling, and Negotiation*, with Knapp and Juergens (West 1995).
- Mediation and Arbitration*, with Knapp and Juergens (West 1995).
- Depositions and Trial*, with Knapp and Juergens (West 1995).
- Fundamentals of Pretrial Litigation Teachers Manuals*, with Herr and Stempel (West 1985, 1990, 1996, 2000, and 2001).
- Negotiations*, with Sonsteng, (National Institute for Trial Advocacy 1983).
- Appellate Advocacy*, with Sonsteng and Kunz, (National Institute for Trial Advocacy 1982).
- Jury Selection*, with Sonsteng, (National Institute for Trial Advocacy 1981).
- Deposition Manual for Demonstration Videotapes*, with Sonsteng (National Institute for Trial Advocacy 1980).
- Deposition Videotapes Student/Lawyer Manual*, with Sonsteng, (National Institute for Trial Advocacy 1980).
- Trial Demonstration Videotape Manual*, with Sonsteng, (National Institute for Trial Advocacy 1979).
- Trial Demonstration Videotape Student/Lawyer Manual*, with Sonsteng, (National Institute for Trial Advocacy 1979).

Codes of Procedure:

National Arbitration Forum Code of Procedure

International Arbitration Forum Code of Procedure

E-Commerce Code of Procedure

Cases and Materials:

Trial Exercise Problems and Cases, with Sonsteng, (National Institute for Trial Advocacy 1984).

Teaching Manual for Trial Exercise Problems and Cases, with Sonsteng and Hester, (NITA 1984).

Videotapes:

Director and Writer, with P. Knapp and A. Juergens of *Lawyering Skills Videotapes* (West 1995):

Interviewing, Counseling, and Negotiations
Mediation and Arbitration
Depositions and Trial
Classroom Problems

Producer, Director, and Writer, with John O. Sonsteng, of videotapes for National Institute for Trial Advocacy:

Opening Statements
Closing Arguments in a
Civil Case

Kenneth Brown on Liturgy
of Foundation

James Brosnahan on Trial
Notebooks

James Jeans on:
Case Preparation,
Trial Preparation,
Direct Examination,
Cross-Examination,
Closing Argument

Faust Rossi on Evidence
Faust Rossi on Evidence Updates

Thomas Singer on Demonstrative
Evidence

Charles Becton on Jury Selection
Charles Becton on Closing Arguments

Ed Stein on Experts

NITA Promotional Training tape
NITA Promotional Videotape

Gordon Zimmerman on Courtroom
Communications.

Videotapes continued:

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| Deposition Procedures and Questioning Techniques | Norbert Jacker on Negotiations |
| Negotiations: | Comparative techniques |
| Deposition Problems | |
| Deposition Preparation | Appellate Advocacy Preparation |
| Basic Negotiation Approaches | Appellate Advocacy Argument Appellate Argument Problems |
| Negotiations: | Voir Dire |
| Preparations, Strategies, Tactics, Problems | Jury Selection |
| Trial: | |
| Opening Statement | Comparative Cross-Exam |
| Direct Examination: Civil | Expert Witnesses |
| Cross-Examination: Civil | Closing Arguments |
| Direct Exam: Criminal | Objections |
| Cross-Exam: Criminal | Problem Witnesses |

Law Review and Other Articles:

- "Civil Justice and Dispute Resolution in the Twenty-First Century: Mediation and Arbitration Now and For the Future, 27 Wm. Mitchell L. Rev. 745 (2000).
- "Strategic Use of Motions," with D. Herr and J. Stempel, *The Trial Lawyer* (1998).
- "Confirming an Arbitration Award," with D. Derner, 23 Wm. Mitchell L. Rev. 879 (1997).
- "International Commercial Dispute: Drafting an Arbitration Agreement" with R. Fisher, 21 Wm. Mitchell L. Rev. 914 (1995).
- Foreign Arbitral Awards, with J. Voltz, 21 Wm. Mitchell L. Rev. 867 (1995).
- "ADR of the Future," *Wm. Mitchell Magazine*, May, 1994.
- "You Be the Arbitrator," *Business Credit*, March, 1993.
- "Arbitrator Decisions," *Business Credit*, April, 1993.
- "International Arbitration," *FCIB*, Fall, 1992, monograph.
- "Arbitrating Disputes," *Business Credit*, March, 1992.
- "Companies Choose Arbitration Over Litigation," *Business Credit*, August, 1992.
- "Civility in Practice, Attorney, Heal Thyself," 15 Wm. Mitchell L. Rev. 1239 (1990).

Law Review and Other Articles continued:

- "Court Trial Empirical Survey: Interview Responses from Trial Judges Explaining Their

- Experiences and Views Regarding the Trial of Non-Jury Cases," with J. Sonsteng, 11 Wm. Mitchell L. Rev. 775 (1985).
- "Clinical Legal Education: The History and Development of a Law Clinic," 9 Wm. Mitchell L. Rev. 101 (1984).
- "Interrogatories: Questions and Answers," 1 Review of Litigation 263 (1983).
- "Production of Documents," 5 American Journal of Trial Advocacy 253 (1982).
- "Credit Transactions: My Way," Consumer Law Current Developments 37 (1978).
- "Credit Transactions and Financial Institutions," in Continuing Legal Education Consumer Law 63 (1977).
- "Consumer Credit: Transactions and Institutes," in Minnesota Consumer Practice 188 (1976).
- "Legal Aspects of Consumer Credit Transactions," in Continuing Legal Education Consumer Law (1975).
- "Involuntary Commitment in Minnesota," Best of Bench and Bar 121 (1974), with D. Orey.
- "Public Utilities: The Beginnings of Constitutional Restraints," 49 Denver Law Journal 413 (1973).
- "State Action: Public Utilities and the Public Interest," 2 Clearinghouse Review 117(1972).
- "Alternative Solutions to Debt Problems," 2 Clearinghouse Review 69 (1972), with H. Reben.
- "Permissive Bounds of Prior Restraint of Monies," 17 DePaul Law Review 597 (1968).
- "Eligibility for Appointed Counsel in Criminal Cases: Proposed Standards and Determination Procedures," 18 DePaul Law Review 769 (1968).

Professional Organizations and Activities:

Board of Directors, Institute for Advanced Dispute Resolution
Fellow, Center for International Legal Studies, Europe
Fellow, American College of Civil Trial Mediators
Master, Inns of Court, Warren E. Burger
Member, Delta Theta Phi Legal Fraternity
Board of Directors, National Arbitration Forum
Member, AALS ADR Committee
Member, American Bar Association Section on Alternative Dispute Resolution
and Civil Litigation Section,
Member, State and County Bar Association Committees

Previous Activities:

Consultant, Legal Services Support Project, Washington, D.C.
Board of Directors, Institute for Non-Profit Services, Minneapolis
Consultant, Office of Program Support, Legal Training Unit,
Legal Services Corporation, Washington, D.C.
Member, Committee on Continuing Legal Education and Committee on
Legal Services
Member, Board of Directors, National Consumer Law Center,
Boston, MA
Member, Review Board, Brainerd State Hospital, Brainerd, MN

Professional Bar Memberships:

Member of Bar of Minnesota and formerly of Illinois.

Admitted to practice before the United States District Court, Minnesota; Eighth
Circuit Court of Appeals; and United States Supreme Court.

Member, American Bar Association, Minnesota State Bar Association, Hennepin
County Bar Association, and Ramsey County Bar Association.

Member, American Trial Lawyers Association

Former Member, Minnesota Trial Lawyers Association and Minnesota Defense Lawyers

Law Professor Member, American Board of Trial Advocates

Grants:

Institute for Advanced Dispute Resolution
Federal Department of Education Law School Clinical Experience:
Rural Debtor-Creditor Program, (1987).
Family Law Clinic Program, (1985).
Civil Litigation Clinic Program, (1984).
Legal Practicum Course, (1983).
Fee Income Development Proposal, (1982).
Civil Clinic Program, (1980).
Juvenile Law Clinic Program, (1978).
Legal Services Corporation

Public Service:

Pro Bono Mediation Services
Pro Bono Service, Minnesota Legal Services
Referee, Ramsey County Conciliation Court
Legal Counsel, Minnesota Marriage Encounter
Producer, Nursing Home sound and slide presentation entitled, "The Rights of
Minnesota Nursing Home Residents," for Minnesota Board on Aging.
Appearances on several television and radio programs discussing ADR,
consumer law rights and remedies, and trial practice
Speaker on periodic adult education consumer law programs