

# Joseph M. Matthews, Esq.



## General Information

Joe Matthews has been a trial and appellate advocate before courts and arbitral tribunals since 1977, largely involved in real property development, construction and design professional disputes. He is a magna cum laude graduate of the University of Miami, School of Law where he was an Editor of the Law Review and recipient of the Wesley Sturges Award, graduating first in his class in 1977.

In addition to his practice as an advocate, Mr. Matthews is a Chartered Arbitrator and Accredited Mediator.

Mr. Matthews provides services as a neutral (arbitrator and mediator) through Joseph M. Matthews, P.A. though he remains affiliated as counsel with the Law Firm of Colson Hicks, Eidson, P.A., where he continues to handle a limited number of substantial commercial/business disputes as advocate.

## Professional and Educational Qualifications

### PROFESSIONAL ASSOCIATIONS AND CERTIFICATIONS:

- Chartered Institute of Arbitrators (Chartered Arbitrator)
- College of Commercial Arbitrators (Fellow)
- American Arbitration Association, Board of Directors/Executive Committee (Neutral Arbitrator, Commercial, Large and Complex Case, Class Action and International Panels; Panel of Mediators)
- American Law Institute (Member)
- Florida Certified Circuit Civil Mediator
- Mediator, United States District Court for the Southern District of Florida
- International Academy of Trial Lawyers (President/Elect-2014-2015)
- American College of Trial Lawyers (Fellow)
- American Board of Trial Advocates (Member)

## **PROFESSIONAL AWARDS:**

- The Best Lawyers in America (1996-present)
- Leading American Lawyers (1997-present)
- International Who's Who of Professionals (1998-present)
- Florida Super Lawyers (2006-present)

## **PROFESSIONAL AFFILIATIONS:**

- JOSEPH M. MATTHEWS, P.A. (Principal)
- THE LAW FIRM OF COLSON HICKS EIDSON, P.A.  
(Of Counsel)
- SENATOR BOB GRAHAM, Washington, D.C.  
Special Counsel, (1/89 - 7/89)

## **EDUCATION:**

### **Law School:**

- University of Miami School of Law, J. D. (1977)  
No. 1 of 341; Wesley Sturges Honor Scholar;  
Articles and Comments Editor, UM Law Review;

### **Undergraduate:**

- The Defiance College, Defiance, Ohio, B. A. (1974)  
*Magna Cum Laude*  
National Champion, Persuasive Speaking

## **BAR ADMISSIONS:**

- Florida Bar (11/18/77)
- District of Columbia Bar (5/7/79)

## **Lectures and Teaching Experience**

Mr. Matthews has presented more than 100 lectures and seminars on topics including construction disputes, arbitration, evidence, procedure, ethics and professional conduct in dispute resolution. The most recent include:

- October 2014 – Visiting Lecturer – National University of Mongolia, School of Law – “The Great Mongol Empire and The Magna Carta, Two Pillars of Modern Justice Systems”

- ICCA 2014 – Panel Moderator, Judges and Users Panel, “Arbitration, Myths, Realities, Changes”
- June 2013 – Lecturer, Arab College of Haifa, Israel – World Jurist Association – Global Economy and the Rule of Law in a Changing World – “Development of the Rule of Law Through Advocacy in International Arbitration”
- April 2013 – Dean’s Address – International Academy of Trial Lawyers – “Trial Advocacy in the 21<sup>st</sup> Century Global Village”
- April 2012 – Lecturer, Washington, D.C. – World Jurist Association – Law and Technology: Innovation in the Digital Age – “Online Resolution of Transnational Consumer Disputes”
- June 2009 – Visiting Professor – Advanced Seminar on International Dispute Settlement – Centre for Energy, Petroleum and Mineral Law and Policy, University of Dundee, Dundee, Scotland
- Lecturer – 2007 Fourth Annual Seminar on International Commercial Arbitration, American University, Washington, D.C. – How to Handle Oil and Gas Industry Cases
- Lecturer - 2005 and 2006 ICDR 4<sup>th</sup> and 5<sup>th</sup> Annual Miami International Arbitration Conference
- October 2006 - Guest Lecturer at the University of Dundee, Scotland – Arbitration in Developing Nations
- September 2006 - taught three-week seminar on International Arbitration and The Rule of Law at the National University of Mongolia School of Law
- October 2004 – Participated in Panel Conference on the Role of Lawyers in a Democracy at the Central Party School in Beijing, China
- January 2004 – organized and directed a week-long conference in Austria sponsored by the Center for International Legal Studies entitled “Liabilities and Responsibilities of Lawyers in International Disputes.”

## **PUBLICATIONS:**

- “Difficult Transitions Do Not Always Require Major Adjustment – It’s Not Time to Abandon Party-Nominated Arbitrators in Investment Arbitration” ICSID REVIEW – FOREIGN INVESTMENT LAW JOURNAL, 2011.

- “Transparency in Investment Arbitration: A Creeping Reality?” 4 NEW YORK DISPUTE RESOLUTION LAWYER, Spring 2011, 49-50
- “Time to Evaluate the Standards for Issuance of Interim Measures of Protection in International Investment Arbitration” (with Karen Stewart) ARBITRATION INTERNATIONAL, Vol. 25, Issue 4, 2009
- “Identifying and Overcoming Arbitrator Bias - Advocacy in International Arbitration” TRANSNATIONAL DISPUTE MANAGEMENT JOURNAL, Special Issue, Summer 2008
- “Recognition and Enforcement of U.S. class action judgment and settlements in Switzerland,” (with Daniele Favalli), REVIEW SUISSE DE DROIT INTERNATIONAL ET EUROPEEN April 2007
- “Are Florida Courts Really Parochial When it Comes to Arbitration? *A Rebuttal*” THE FLORIDA BAR JOURNAL, December 2007
- “Let the Sun Shine In and be Proud: The Case for Arbitration Rules that Presumptively Grant Public Access to All Arbitration Proceedings” TRANSNATIONAL DISPUTE MANAGEMENT JOURNAL, 2006
- “The Role of Arbitrators in Settlement of Claims Pending Before Them for Decision,” TRANSNATIONAL DISPUTE MANAGEMENT JOURNAL, Vol. 2, Issue 5 November 2005
- “Deposition and Discovery,” TRANSNATIONAL DISPUTE MANAGEMENT JOURNAL, Vol. 2, Issue 3 June 2005
- “Consumer Arbitration – Is It Working and Will It Continue to Work?” THE FLORIDA BAR JOURNAL, April 2005
- “Online Arbitration of Cross-Border, Business to Consumer Disputes, UNIVERSITY OF MIAMI LAW REVIEW, vol. 56, p.1111, 2003

## **EXPERIENCE AS ARBITRATOR:**

### **Experience-Domestic:**

37 years of experience as advocate, arbitrator and mediator. During early career majority of practice as advocate involved sophisticated construction disputes. As neutral, cases have included construction, insurance coverage, professional liability, securities, partnership and mergers and acquisitions disputes, business fraud and consumer fraud, employment and class action cases.

**Experience-International:**

More than 15 years of experience as advocate, arbitrator and mediator. Cases include major construction disputes, investment treaty arbitration, international commercial arbitration under all the major international arbitration forums and teaching international arbitration in Europe, Asia and North America.

**Alternative Dispute Resolution Experience:**

Domestically, neutral arbitrator in more than 100 arbitrations; party appointed arbitrator in more than 25 arbitrations. Internationally, advocate or arbitrator in more than 50 cases. Chair in more than 25 cases domestically and internationally. Cases include disputes over domestic and international general business matters, construction, mining, business and consumer fraud and class arbitrations, employment relations, securities, mergers and acquisitions disputes, health care, insurance and reinsurance and technology. Since the early 1980's, advocate in more than 30 arbitrations both *ad hoc* and under the auspices of AAA and other dispute resolution forums.

**Cases:**

A small but representative sampling of some of the cases in which Mr. Matthews served as arbitrator follows:

- Served as sole arbitrator, neutral or chair in dozens of construction contract disputes administered by the AAA, ICDR and also in *ad hoc* proceedings.
- Served as party-nominated arbitrator in international commercial dispute involving multi-national hotel operator administered by ICC.
- Served as President of Tribunal in international commercial dispute involving manufacturer/distributor in Brasil administered by ICDR.
- Served as arbitrator in investment arbitration administered by ICSID, involving claims by Italian mining interests against the Government of the Republic of South Africa.
- Served as arbitrator in international commercial dispute involving multi-national hotel operator administered by ICDR.
- Served as party-nominated arbitrator in dispute administered by ICC between Taiwanese corporation and U.S. based entertainment provider over landing rights for satellite transmissions into the country of Taiwan. Case involved claim for many millions of dollars and was resolved following entry of a partial award on motion for interim relief
- Served as arbitrator (not chair) in multimillion dollar dispute administered by AAA involving sale of U.S. mortgage banking entity that resulted in Award of millions of dollars following more than 10 days of formal hearings.

- Served as chair in franchise dispute administered by AAA in technology employment field involving claim for millions of dollars resulting in award of substantial damages.
- Served as chair in *ad hoc* dispute involving sale of a business with claim for millions of dollars that resulted in an award of no compensation.
- Served as arbitrator (not chair) in multimillion dollar dispute pursuant to CPR Rules involving defective piping in a group of multifamily residential buildings in Tampa, Florida pursuant to a settlement agreement reached in a national class action case.
- Served as sole arbitrator in domestic dispute arising out of sub-prime mortgages that resulted in an award of damages against loan originator.
- Served as sole arbitrator in disputes administered by the AAA and *ad hoc* under the Federal Multiple Peril Crop Insurance Common Crop Insurance Policy. At least two such arbitrations have resulted in the entry of Final Awards.
- Served as chair with neutral arbitrators in dispute administered by the AAA involving the termination of a managing general agency agreement that resulted in award of millions of dollars.
- Served as party-appointed arbitrator in dispute administered by AAA involving multimillion dollar claim by insurance company against claim manager relating to claim handling procedures that was settled.
- Served as neutral (not chair) in dispute between harbor pilot and harbor pilot association involving termination of the pilot that resulted in damage award in favor of the pilot.

## Contact Details

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### Washington, D.C. USA

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