

**John W. Hays**  
**Jackson Kelly PLLC**  
**Member**

**Areas of Practice**

Commercial Litigation; Construction Litigation and Transactions; Mediation; Arbitration

**Education**

1985 B.A. - Princeton University

1988 J.D. (with distinction) - University of Kentucky

**Legal Experience**

2001-2004 Stites & Harbison PLLC

1988-2001 Frost Brown Todd\Brown Todd & Heyburn

**Alternative Dispute Resolution Training**

2005 Mediation Workshop, Program of Instruction for Lawyers, Harvard Law School

2002 Arbitrator II Training – American Arbitration Association

2001 Arbitrator I Training – American Arbitration Association

1995 Mediation Training (40 hours) – Mediation Center of Kentucky

**Alternative Dispute Resolution Experience**

Mr. Hays has been mediating cases for over fifteen (15) years and has extensive experience with mediating construction, employment, commercial and personal injury disputes. He has served as a mediator for cases from all parts of the Commonwealth and several surrounding states. He is a past member of the Board of Directors for the Mediation Center of Kentucky and is a past president of the Mediation Association of Kentucky. References from attorneys who have retained Mr. Hays as a mediator are available upon request.

**Professional Involvement**

American Arbitration Association (Panel Member)

Kentucky Bar Association (ADR Section, Construction and Public Contract)

## **Bar/Court Admissions**

1988 Kentucky

1988 Sixth Circuit and U.S. District Court, Eastern and Western Districts of Kentucky

## **Teaching**

Law 825 – Negotiating Process, University of Kentucky College of Law, May 2011 and Spring 2012

“Construction Claim Arbitration,” KSPE/ACEC-KY Seminars, Fall/Winter 2009

“Making Changes and Resolving Disputes during the Construction Process,” September 2008

“Mediation Ethics,” AOC Mediation Training, Frankfort, Kentucky, July 2008

“Advantages and Disadvantages of Arbitration,” KBA Convention, Lexington, Kentucky, June 2008

“Professional Conduct for Professional Engineers,” Louisville, Kentucky, October 2005

“Mediation and Arbitration: Getting Your Money’s Worth,” 2004 KSPE Annual Convention, Owensboro, Kentucky

“Proving the Structural Engineer’s Standard of Care with CASE Guidelines,” 2004 Risk Management Program Convocation, Reston, Virginia

“Still Looking for WMD’s? Try Your Contracts and Office Practices,” 2004 ASCE Structures Congress, Nashville, Tennessee

“Claims Against the Design Professional,” ABA Forum on the Construction Industry, Minneapolis, Minnesota, October 2002

“Multi State Practice and Unauthorized Practice of Law Rules,” 2000 Biennial Midwest/Construction Law Institute, University of Kentucky College of Law

“Ethical Guidelines Concerning Mediation and Arbitration,” 1998 Biennial Midwest/Construction Law Institute, University of Kentucky College of Law

## **Publications**

“Mediating Construction Disputes,” BENCHMARK, vol. 26, issue 1, Spring 2001.

“Construction Defect Claims Against Design Professionals and Contractors,” THE CONSTRUCTION LAWYER, Spring 2003.

“Prompt Payment Acts: Recent Developments and Trends,” THE CONSTRUCTION LAWYER, vol. 22, no. 3, Summer 2002.

Co-author, "Admissibility of Expert Testimony under the Daubert Standard," CONSTRUCTION BRIEFINGS, June 1997.