

## **Gordon D. McAuley**

### **Williams & Gumbiner, LLP**

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## **MEDIATOR RESUME**



Gordon serves as a mediator in remote (Zoom) and in-person mediations for disputes pending in all states. He enjoys a reputation with opposing counsel, colleagues and clients as a highly successful litigation attorney and client problem solver, developed during more than forty-two years as a trial lawyer, mediator, and as associate general counsel for an international transportation and logistics company. He has prominent expertise in transportation law, as well as extensive knowledge of insurance coverage issues, commercial litigation and contracting concerns, employment law, construction, real estate, and personal injury matters. He has served as a mediator in more than 200 cases in a wide area of legal disciplines, including transportation, business, insurance coverage, construction, employment, ADA, medical billing, real estate, dental malpractice, and personal injury.

### **Career Highlights and Achievements**

- More than forty-two years of litigation and jury trial experience including state, federal, and Ninth Circuit Court of Appeal appearances.
- 2009-2010: President, Transportation Lawyers Association, an international bar association with more than 1,000 attorney members from the U.S., Canada, Mexico, Europe and Asia. Served as Chair of the Cargo Claims Committee for five years. 2022: Presented prestigious “Bull-shippers” Award.
- Martindale-Hubbell A-V rated for twenty years. Northern California Super Lawyer in the Mediator and Maritime/Transportation categories. AVVO 10.0 Superb rating. Listed in *The Best Lawyers in America* for Transportation law.
- Counsel of record in ten published federal court decisions, and argued three cases before the Ninth Circuit Court of Appeals, including landmark *Hughes Aircraft v. North American Van Lines* (9<sup>th</sup> Cir. 1992) 970 F.2d 609.
- Served as Associate General Counsel to The Pasha Group, a multinational transportation and logistics provider with corporate locations in twenty states, and five foreign countries.
- Certified mediator since 1996 serving in more than 200 court-assigned and private mediation sessions.
- 2012: Chair, Marin County Bar Association ADR Section.
- Northern District of California Federal Court ADR Mediator. 1999- Present
- Mock Trial Coach, Terra Linda High School. 2005- Present.
- Marin County Youth Court Facilitator. 2015- Present

### **Employment History**

**2010-Present: Of Counsel, Williams & Gumbiner, San Rafael, CA.** Providing mediation and corporate consulting services for California and national businesses.

**2007-2010: Associate General Counsel, The Pasha Group, Corte Madera, California.** Provided legal advice, litigation management, and contract drafting and analysis to an international transportation and logistics provider of automobile transportation, U.S. Customs bonded warehouse storage, household

goods freight forwarding, ocean and motor carriage, port terminal operations, and international NVOCC carrier services for commercial and governmental clients.

**1999-2007: Equity partner, Hanson Bridgett** law firm in San Francisco, California. Civil litigation with an emphasis in transportation, business, construction and commercial real estate disputes in state and federal courts. Conducted court trials and argued cases before the Ninth Circuit Court of Appeals. Served as Head of the Transportation and Logistics Practice Group at this 160-attorney firm, and resolved more than sixty cases as a mediator.

**1986-1999: Equity partner, Reisinger & McAuley** in San Rafael, California. Insurance defense firm with specialty in providing insurance coverage opinions and defending construction defect, personal injury, asbestos, automobile and aviation accident, and interstate commerce cases. Completed more than fifteen cases as a mediator.

**1982-1985: Associate, Reid and Axelrod**, San Francisco. Civil litigation specializing in aviation accident and personal injury matters. Earned private pilot's license.

**1974-1975: Airborne radio operator** on Air Force Reserve Search and Rescue C-130.

**1970-1973: Staff Sergeant and Air Traffic Controller for U.S. Air Force at Berlin, Germany.**

### **ADR Training (partial listing)**

**2012:** Mediating from the Heart, Marin County Bar Association, 8-hr. course.

**2011:** Mediating in the Dark: Strategies, Techniques, and Opportunities in a Stormy Financial Climate, The Mediation Society, 3-hr. course.

**2001:** Mediation Advocacy Workshop, Bar Association of San Francisco, 6-hr. course.

**2000:** Advanced Mediator Training, The Mediation Society, 8-hr. course.

**1998:** Using Risk, Uncertainty, and Probability as Mediation Tools, U.S.D.C., 3-hr. course.

**1998:** Certified Neutral Mediator training, U.S. District Court, 16-hr. course.

**1996:** Applied Dispute Resolution Applications, 40-hr. commercial mediator certification.

### **Author (partial listing)**

“Liability for Cargo Loss or Damage in Trans-border Motor Carriage from the U.S. to Canada”

*The Transportation Lawyer*, 2023

“Everything I Need to Know About Mediation I learned in Kindergarten” *The Transportation Lawyer*, 2019

“Mark Twain’s Advice for Getting Better Results at Mediation” *The Transportation Lawyer*, 2017

“The Secret to Winning Your Lawsuit (Don’t Tell Anyone)” *The Transportation Lawyer*, 2016

“Federal Preemption of State Wage and Hour Regulations” *The Transportation Lawyer*, 2014

“Second Circuit Vacuums *Kirby* into a Void” *Benedicts Maritime Bulletin*, 2006

“Ninth Circuit Grants Household Goods Shippers Attorney Fees in All Litigation” *In Transit*, Summer, 2005

“A Train Travels on a Narrow-Gauge Ocean: The Supreme Court Recognizes the New Transportation Realities.” *Benedicts Maritime Bulletin*, 2005

“International Trade: An Ancient Game with Unsettled Rules” *Global Connections Resource Guide for International Business*, 2005

“The Eleventh Circuit Looks Into a Sealed Container” *The Transportation Lawyer*, 2003

“Airport Security Following September 11, 2001” *The Transportation Lawyer*, 2002

“News Flash! Lawyer Admits Defeat (Film at Eleven)” *The Transportation Lawyer*, 2000

“Should Litigators Mediate Instead of Litigate?” *The Transportation Lawyer*, 1996

Editor, *Air Scoop* Magazine, 2000-2006

Aviation law columnist, *Association Highlights*, Association for Transportation Law, Logistics and Policy, 1999-2005

## **Education**

- 1981:** Juris Doctor, University of San Francisco Law School.
- 1977:** B.A. Philosophy, University of California at Berkeley.
- 1975:** A.A. Economics, Chaffey College, Rancho Cucamonga, California.

## **Speaking Engagements (partial listing)**

- 2022:** Conference of Freight Counsel, Monterey- Case presentation
- 2019:** Transportation Lawyers Association, Chicago Regional Conference- Mediation Workshop Panel  
Transportation Lawyers Association, Austin Annual Conference- Mediation Panel
- 2017:** Transportation Lawyers Association Webinar panelist: “Know your limits-Recent developments in liability limitations”
- 2014:** Transportation and Logistics Council, Nashville panelist “Law of the land-Law of the jungle”
- 2013:** Transportation Asset Protection Assoc. (TAPA) Redmond, WA Panel Speaker, “Your cargo has been stolen- so who pays?  
Conference of Freight Counsel, Dallas-Case presentation  
Transportation Lawyers Assoc. Napa Annual Conference Mediation Panelist
- 2012:** Am. Trucking Assoc. General Counsel Forum, San Francisco, led Mediation Panel
- 2005:** “Real Estate Litigation in California”, San Francisco, Lorman Education Services