



(Please read Membership Criteria and on pages four and five before completing this application)

1. Sponsor:

2. Co-sponsor:

3. Nominee Information Include the following: Name, Firm, Address, City, State/Province
Zip/Postal, Country; Phone/Fax, and email

Duncan W. Glaholt
Glaholt LLP
141 Adelaide Street West, Suite 800
Toronto, Ontario Canada M5H 3L5
P: (416) 368-8280
F: (416) 368-3467
E: dwg@glaholt.com

4. Description of Nominee's Practice (include information regarding the market in which the Nominee practices, eg., whether courts mandate mediation and how frequently mediation is utilized in that market)

I have had a specialized but active national mediation practice in complex construction industry disputes since 2004. It is an active but relatively small mediation market, perhaps nationally less than 100 significant (>\$1M) mediations a year and I would do 15 to 25 of them. I work in all provinces. Mediation is a preferred dispute resolution methodology in this market.

5. Please attach the Nominee's current curriculum vitae, including mediation certifications, training, speaking, writing, teaching and training.

6. IAM Conference Attendance

Please list the place and date of all IAM Conferences attended by the Nominee:

I was not aware that I could attend without being a member of this organization. Had I known that I would have been a regular attendee.

7. IAM Members Known. Please identify any IAM members the Nominee knows

Warren Winkler, Q.C.
Allan J. Stitt
Douglas Cunningham, Q.C.
Frank K. Gomberg

8. Mediation Experience

a. How many years has the Nominee served as mediator for compensation in commercial disputes?

b. How many days has the Nominee served as a mediator for compensation in commercial disputes?

i. In the past 12 months

ii. In the past 3 years

iii. in the Nominee's career

(Commercial disputes do not include residential landlord/tenant or dissolution of marriage matters. A day is at least 4-6 hours or more, including preparation time.)

c. Please attach a description of any other mediation-related experience that the Nominee considers to be relevant to this nomination for membership (eg., mediation training, teaching, presiding over settlement conferences as a judge or magistrate, etc.). I have done the JAMS mediation course and the Harvard mediation course. I teach as an adjunct professor, including ADR methodology in Construction Law course at U of T. I have a number of appointments as a judicially appointed Referee.

9. References

Please list three references whom the Sponsors have contacted and submit summaries of each reference's comments along with this form. References should be counsel, parties, or party representatives with whom the Nominee has worked in a mediation session in the past year.

Name/Address/Phone/Email

Name/Address/Phone/Email

Name/Address/Phone/Email

10. Background

Has the Nominee ever been convicted of or are charges pending regarding a violation of any criminal law (other than minor traffic offenses), ethical, code of conduct, or disciplinary rules of any state government or provincial agency, bar association or private or public professional entity?

If yes, please explain status and/or resolution in an attachment.

Nominee Affirmation

The undersigned Nominee affirms and verifies that he or she has read and understands the information provided herein, and that the information is true and complete to the best of his or her knowledge, information and belief. Nominee also confirms that he or she understands this submission does not create any obligation on the part of the International Academy of Mediators to admit me as a member. If granted, membership is subject to the conditions of the IAM By-laws and Constitution, including but not limited to dues and conference attendance requirements.

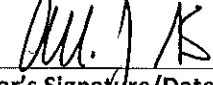


Nominee's Signature/Date




Sponsors' Affirmations

We the undersigned sponsor and co-sponsor of this Nomination, affirm that based on our personal knowledge and review of at least three professional references, the Nominee meets all the qualifications for membership in the IAM and accordingly, we are pleased to nominate Duncan Glaholt to become a Fellow/Distinguished Fellow (circle one) of the IAM immediately upon approval of this Nomination by the Board of Governors. (Please attach any additional comments regarding this Nomination that you believe will be helpful to the Board in reviewing the Nomination)

 Nov. 1, 2019

Sponsor's Signature/Date

 Nov, 19, 2019

Co-sponsor's Signature/Date

Duncan Glaholt – IAM Nomination for Membership – References

1. Stephen Brunswick, Teplitsky Colson LLP

isbrunswick@teplitskycolson.com

(416) 865-5303

“It is an honour to provide a reference for Duncan. I have known Duncan for over 40 years and have experience with him as both a practitioner and as a mediator. As mediator Duncan has mediated cases both large and small involving few too many parties. He is well respected by counsel and has always shown respect to the parties. I could speak at great length and well beyond my one paragraph so let me succinctly tell you why I have no hesitation in providing this reference: Duncan is salt of the earth and highly intelligent but not arrogant. Duncan is a very hard worker who will stay involved as long as there is a realistic chance to achieve a result. Duncan is always well prepared and rolls up his sleeves to get the job done. Duncan would be an asset to any association of which he is a member.”

2. Trevor Ladner, In-house Counsel , Alberici Constructors Ltd.

tladner@alberici.com

(314) 578-2126

“Duncan was our mediator in June 2019 on a construction matter that involved four parties (which in itself is a challenge trying to convince that many parties to find common ground / purpose). The matter was not a huge dollar amount but it did have a number of legal and factual complexities. Duncan took a very practical, reasoned approach to the pre-mediation preparations, and checked in regularly to keep the parties on schedule to be able to satisfy the mediation timeline. During the mediation itself, Duncan was well-versed in each party’s position and kept the pace of negotiations at a suitable level. He certainly brings the experience of a seasoned warrior to the situation and he was able to use that experience to get the matter resolved by the end of the day. Duncan’s ability to quickly determine what/who the difficult roadblocks were and direct his attention and efforts to overcoming those barriers was instrumental in reaching an agreement. All-in-all, Duncan was an effective and efficient mediator that handled himself in a very skilled manner, and knew when to use both the hammer and the velvet glove to convince a party it was in their best interest to solve their problems then and there.”

3. Marco Drudi, Drudi, Alexiou, Kuchar LLP

mdrudi@dakllp.com

(905) 850-6116

“You would be fortunate if he joined you....that likely says enough.

He is very smart, very professional, very diligent and supremely qualified. He is one of the top 5 arbitrators/mediators which I have used over the years and would go so far as to say he is likely my preferred choice especially on construction matters where I need the mediator to engage some influence/persuasion on the lawyers and parties.”



DUNCAN W. GLAHOLT, C.Arb.

Partner

Glaholt LLP
141 Adelaide Street West
Suite 800
Toronto, Ontario M5H 3L5
Tel: 416 368 8280
Fax: 416 368 3467

dwg@glaholt.com

Education

- J.D., University of Toronto, 1977
- B.A., University of Manitoba, 1974
- Called to the Bars of Ontario, Alberta and Saskatchewan

Awards

- 2014 OBA Award of Excellence in Construction Law
- 2018 Toronto Construction Association Donald Griffin Jr. Award

Memberships

- Chartered Arbitrator
- Fellow, International Academy of Construction Lawyers
- Past President and Fellow, Canadian College of Construction Lawyers
- Fellow, Co-chair of International Committee, American College of Construction Lawyers
- The Law Society of Ontario
- Advocates' Society
- Ontario Trial Lawyers Association
- American Trial Lawyers Association

Duncan W. Glaholt is the founder of the leading construction law firm Glaholt LLP. He has been named one of Canada's leading lawyers in the Construction Law category in the Lexpert/American Lawyer Media "Leading 500 Lawyers" in each year since inception. He is certified as a Specialist in Construction Law by the Law Society of Ontario.

Mr. Glaholt has practiced in the area of construction law since his call to the Bar of Ontario in 1979. Mr. Glaholt's advocacy practice covers a wide range of disputes in the energy, infrastructure development and resource extraction industries, including wind, solar and nuclear power, chemical and other plants, pipelines, refineries, power plants, road building and other projects of scale.

In addition to his practice as an advocate, he sits as a mediator, arbitrator, dispute review board chair, court appointed monitor and referee of construction industry disputes.

Mr. Glaholt is a co-author of the annual *Annotated Construction Lien Act*, now in its 22nd edition (Carswell, 2017) and a co-author of *Halsbury's Laws of Canada's Construction and Alternative Dispute Resolution* titles (Lexis-Nexis, 2008 and 2009) as well as *The Law of ADR in Canada: An Introductory Guide* (LexisNexis, 2011). Mr. Glaholt has also authored *Conduct of a Lien Action*, now in its 12th edition (Carswell, 2017), *Construction Trusts* (1998, Carswell) and *Conduct of a Trust Action* (Carswell, 2011). He is a co-author of Bristow, Glaholt, Reynolds and Wise on *Construction, Builders' and Mechanics' Liens in Canada*, 7th edition (Carswell, 2005).

Mr. Glaholt is an Adjunct Professor at the Faculty of Law, University of Toronto.