

JUDGE RICHARD M. MARKUS
(CLEVELAND, OHIO)

PRESENT POSITIONS:

Retired Ohio Common Pleas and Court of Appeals Judge Recalled to Service (now serving as
visiting judge for twenty-seven Ohio counties)
President, Private Judicial Services, Inc. (arbitration, mediation, and private judging)

EDUCATION:

Northwestern University (B.S. 1951) (Honors, Special Honors in Mathematics and Forensics).
Harvard Law School (J.D. 1954) (Honors, Law Review Editor; First Year Moot Court Winner).

ADMITTED TO PRACTICE:

D.C. (1954); Ohio (1956)(second on state bar examination); and Florida (1994)
U. S. Supreme Court (1957), U. S. Court of Appeals for 4th, 5th, 6th, 7th, 8th, 9th, 10th, D.C.,
and Federal Circuits (1954-1973); U. S. D. Ct. for N. D. Ohio (1956) and M.D. Fla. (1997);
U.S. Ct. of Claims (1955); U. S. Tax Court (1955); U.S. Ct. of International Trade (1997).

PROFESSIONAL HISTORY:

Appellate Attorney, Civil Division, U. S. Department of Justice (Washington, D. C.)(1954-1956).
Member of First Annual Honor Recruitment Program; briefed and/or argued cases in federal
Supreme Court and every federal court of appeals.
Partner: Sindell, Sindell, Bourne, Markus, Stern & Spero (Cleveland, Ohio) (1956-1973).
Trial and/or appellate counsel at every level of state and federal courts in 10 states.
Partner: Spangenberg, Shibley, Traci, Lancione & Markus (Cleveland, Ohio)(1973-1976).
Trial and appellate counsel at all court levels.
Senior Litigation Partner for all six offices of Porter, Wright, Morris & Arthur (Cleveland,
Columbus, Dayton, Cincinnati)(Washington, D.C.)(Naples, Florida)(1989-1998)

JUDICIAL HISTORY:

Acting Judge, South Euclid Municipal Court (periodically, 1968-1975).

Judge, Cuyahoga County Common Pleas Court (1976-1980). Multiple awards from Ohio Supreme Court for Outstanding Judicial Service. Outstanding Jurist Award from Ohio Academy of Trial Lawyers. Visiting Judge for Allen, Ashland, Coshocton, Crawford, Cuyahoga, Delaware, Erie, Fairfield, Franklin, Hancock, Harrison, Hocking, Huron, Jefferson, Lake, Lorain, Lucas, Madison, Mahoning, Medina, Ottawa, Portage, Richland, Stark, Summit, Trumbull, and Van Wert Counties. Ranked first among Cuyahoga County Common Pleas Judges by Cleveland Press series "Judging the Judges" (1978).

Republican Nominee, Justice of the Ohio Supreme Court (1978).

Ohio Court of Appeals, Eighth Appellate District, Chief Justice (1986-1987), Judge (1981-1989), Visiting Judge 6th, 7th, 9th and 10th Appellate Districts. Author of 150 published print opinions and approximately 850 electronically published opinions.

Visiting Judge on Ohio Supreme Court (periodically, 1986-1988)

Highest Favorable Vote in Lawyer Polls for any judicial candidate for any court (1976, 1978, 1980, 1982, 1988).

ADR ACTIVITY:

Arbitrator, mediator, and private judge in more than 300 disputes involving academic, admiralty, antitrust, automobile, aviation, contract, construction, corporation, environment, ERISA, franchise, insurance, intellectual property, international transaction, partnership, product liability, professional liability, real property, securities, will contest, and zoning claims.

ADR Associations: National Arbitration Forum; American Arbitration Association (Large Complex Litigation Panel, Complex Commercial Panel, Mediator Panel); ADR Options, Inc.; NAM

ADR Training Courses: AAA Arbitration Awards (2004); AAA Advanced Arbitration Training (2002); AAA Commercial Arbitrator Training (2000); AAA Large, Large Complex Case Panel Mediator Training (1993); AAA Large, Complex Case Panel Arbitrator Training (1993).

TEACHING AND WRITING:

Harvard Law School, Visiting Professor (1980-1981).

Cleveland State University Law School, Visiting Professor (1999-2000)

Adjunct Professor (1960-1980, 1992-1993);

Case Western Reserve University Law School, Adjunct Professor (1972-1978, 1983-1987).

M.I.T. Instructor and Director of Forensics (1952-1954).

Institute of Judicial Administration (N.Y.U.) (Faculty, 1983-1986)

Ohio Judicial College (Faculty, 1976-)

National Judicial College (Faculty, 1980-1989) (Distinguished Service Award, 1998).

National Institute for Trial Advocacy (Founder, 1971)(Trustee, 1971-)(Chairman of the Board

(1978-1981), Faculty at National, Regional, Advanced Advocacy, Appellate Advocacy, Teacher Training, Public Service Lawyers, and United Kingdom Sessions. Ohio Continuing Legal Education Institute (Trustee, 1988-1991)(Lecturer, 1973 - present).

Author, Ohio Trial Handbook (and annual supplements)(1972-2005)(leading text on Ohio evidence and procedure); Ohio Evidence Rules and Commentary (1999); Ohio Evidence Rules and Objections (1997); Ohio Localizer, Personal Injury Actions, Defenses and Damages, (6 volumes, 1966); and 56 articles published in professional journals.

Lecturer at more than 550 legal seminars in 42 states, including 50 judicial seminars in 7 states, and 20 law schools.

PROFESSIONAL ACTIVITIES:

Association of Trial Lawyers of America (National President, 1970-1971)(Honorary Life Member)
Ohio State Bar Association (State President, 1991-1992) (Council of Delegates, 1970-1993)
(Executive Committee, 1985-1993)(Recipient of Ohio Bar Medal, association's highest award, 1983); President, OSBANet and Board of Directors for OPEN (1991-1998); Recipient of Special Proclamation for Service (1998).

Ohio Academy of Trial Lawyers (State President, 1966-1967).

Academy of Florida Trial Lawyers (Honorary Life Member).

American Bar Association (Lecturer at Annual Conventions, 1967-1975).

Lawyer-Pilot Bar Association (1968-1976) (Instrument Rated Private Pilot).

American Board of Professional Liability Attorneys (Founding Trustee, 1973).

American Inns of Court (Founder and Master Bencher for Celebrezze Inn, Cleveland).

Greater Cleveland Bar Association, Member (1956-) (Trustee, 1965-1968, 1985-1990).

Cuyahoga County Bar Association, Member (1956-).

Roscoe Pound Foundation (Life Member).

Chairman or member of more than 75 committees for local, state and national bar associations.

GOVERNMENTAL AND CIVIC ACTIVITIES:

Ohio Supreme Court Evidence Rules Committee (1975-1976).

Ohio Supreme Court Rules Advisory Committee (1982-1986).

Chair, Ohio Supreme Court Visiting Judges Rules Committee (1987).

Ohio Judicial Conference: Civil Litigation Committee (Chair, 1982-1984); Executive Committee (1982-1988); Ohio Jury Instructions Committee (1986-1988); Media Response Task Force (2000-2001); Bench-Bar Conference Facilitator (1996, 2000).

National Commissions on Medical Malpractice for U.S. Department of Health, Education and Welfare (1971-1973); Ford Foundation (1974); and American Bar Association (1974-1976).

Lutheran Council of Greater Cleveland (Trustee, 1978-1980); Lutheran Housing Corp. (assists low

income housing)(Trustee, 1982-1985); Community Re-entry Program (award winning program that assists ex-offenders)(Trustee, 1982-) (President, 1982-1985, 1991-1994); Long Term Care (Nursing Home) Ombudsman Program (Founding Chairman of the Board, 1978-1981)(Trustee, 2000-2003); Lutheran Metropolitan Ministry of Greater Cleveland (General Counsel, 1992-1998)(Trustee, 1998 - present)
Fairview/Lutheran Hospitals (Trustee, 1985-1997)(Life Trustee, 1997-)
Legislative testimony in U. S. Senate, U.S. House of Representatives, and state legislatures for Ohio, Virginia, Minnesota and North Carolina.

OTHER AWARDS:

Cleveland Federation for Community Planning, Most Treasured Volunteer Award (1986)
Community Reentry (ex-offender rehabilitation program), “A Right Relationship” Award (1989)
Delta Sigma Rho and Tau Kappa Alpha (National Forensics Honoraries), Distinguished Alumni Award (1985)
Franklin N. Flaschner Judicial Institute Award (1981)
Lutheran Metropolitan Ministry, “A Peacemaker” (Highest Award)(1999)
Northwestern University, Distinguished Alumni Award (1989)
Phi Beta Kappa (National Academic Honorary)(Trustee, Cleveland Chapter, 1993-1998)
Pi Mu Epsilon (National Mathematics Honorary)
Ohio Association of Civil Trial Attorneys, Award of Honor (1990)
Ohio State Bar Foundation, Distinguished Governmental Leadership Award (1985)

PERSONAL:

Married to Carol Slater Markus (53 years)
Three Children (all lawyers): Linda Daniels (she and her husband organized 12 lawyer firm in Research Triangle Park, N.C.); Scott Markus (professional mediator in San Diego, CA.); Kent Markus (former Personal Counsel to U.S. Attorney General and Acting Chief of Staff, U.S. Department of Justice, unconfirmed nominee to U.S. Ct. App. For 6th Circuit; now Professor, Capital University Law School and Director of National Adoption Law Institute).
Hobbies: Chess, Bridge, Travel (visited 78 countries on six continents)

BIOGRAPHICAL LISTINGS:

Who's Who in America, Vols. 41 et. seq. (1979-).
Who's Who in American Law, Vols. 1 et. seq. (1977-).
Who's Who in the Midwest, Vols. 9 et seq. (1975-).
The Best Lawyers in America (before retirement from practice)