

# JEFF JURY

ATTORNEY – MEDIATOR – ARBITRATOR

DISTINGUISHED MEDIATOR  
TEXAS MEDIATOR CREDENTIALING  
ASSOCIATION

DISTINGUISHED FELLOW  
INTERNATIONAL ACADEMY OF  
MEDIATORS

## BURNS ANDERSON JURY & BRENNER, L.L.P.

P.O. Box 26300 • AUSTIN, TEXAS 78755-6300  
(512) 338-5322 • (512) 338-5363 FACSIMILE • [JJURY@BAJB.COM](mailto:JJURY@BAJB.COM)

### STATEMENT OF PRACTICE

I practice as a mediator and arbitrator in civil disputes, with a client practice representing businesses, professionals and entrepreneurs in business formation and operations, document creation, regulatory compliance, negotiations and litigation. My clients include construction and real estate-related businesses, as well as many different types of sales and service businesses.

In addition to my dispute resolution achievements, I am an Associate Member of the American Board of Trial Advocates, and was honored with the Professionalism Award from the Austin Bar Association in 2009

### EDUCATION

ROCKFORD COLLEGE, *Rockford, Illinois* 1979 - 1982  
Bachelor of Arts, Political Science (Minor Concentration, Economics)

BAYLOR UNIVERSITY SCHOOL OF LAW, *Waco, Texas* 1984 - 1986  
Doctorate of Jurisprudence, 1986

### ACADEMIC APPOINTMENT

BAYLOR LAW SCHOOL, *Waco, Texas*

ADJUNCT INSTRUCTOR, 2009 -  
COURSE TAUGHT: ADVANCED TOPICS IN ADR (LAW 246)

TEXAS STATE UNIVERSITY, *San Marcos, Texas*

LECTURER, GRADUATE PROGRAM IN LEGAL STUDIES, DEPARTMENT OF POLITICAL  
SCIENCE, 2006, 2009  
COURSE TAUGHT: ALTERNATIVE DISPUTE RESOLUTION (POSI 5376)

**NEUTRAL PANEL AND ROSTER MEMBERSHIPS**

AMERICAN HEALTH LAWYERS ASSOCIATION

BETTER BUSINESS BUREAU

FINANCIAL INDUSTRY REGULATORY AUTHORITY

NATIONAL FUTURES ASSOCIATION

**PROFESSIONAL LEADERSHIP**

- FELLOW, CENTER FOR PUBLIC POLICY DISPUTE RESOLUTION, UNIVERSITY OF TEXAS SCHOOL OF LAW, 2010
- RECIPIENT OF THE PROFESSIONALISM AWARD, AUSTIN BAR ASSOCIATION, 2009
- BOARD OF GOVERNORS, INTERNATIONAL ACADEMY OF MEDIATORS, 2009 – PRESENT (CO-CHAIR, STRATEGIC COMMUNICATIONS COMMITTEE 2010- )
- EDITOR, *THE TEXAS MEDIATOR* (TEXAS ASSOCIATION OF MEDIATORS) 2009 - PRESENT
- GOVERNING COUNCIL MEMBER, STATE BAR OF TEXAS ADR SECTION, 2008- PRESENT (CHAIR, WEBSITE COMMITTEE 2010 - )
- WORKING GROUP MEMBER, AMERICAN BAR ASSOCIATION FORUM ON THE CONSTRUCTION INDUSTRY, DIVISION 5 – CONTRACT NEGOTIATION, PERFORMANCE AND ADMINISTRATION, 2005 – 2008
- OFFICIAL CASE DIGEST COMMENTATOR (ALTERNATIVE DISPUTE RESOLUTION), TEXASBARCLE.COM CASE DIGEST, 2004 – 2008
- PRESIDENT (2003-2004), VICE-PRESIDENT (2002-2003), BOARD MEMBER (2001 – 2008, 2009 - PRESENT), DISPUTE RESOLUTION CENTER, AUSTIN, TEXAS
- CHARTER MEMBER, TEXAS YOUNG LAWYER’S ASSOCIATION ENVIRONMENTAL COMMITTEE 1990 - 1991

**SELECTED PUBLICATIONS, SPEAKING ENGAGEMENTS AND STATE BAR APPOINTMENTS****ARBITRATION**

- SPEAKER, “To Arbitrate Or Litigate: Does It Make A Difference?,” State Bar of Texas Strategies for Damages and Attorneys’ Fees Seminar, Dallas, 2010
- “SPEAKER, “Arbitration: Another Point on the ADR Spectrum,” Austin

Association of Mediators, 2008

- PANELIST, “Things That Work in Trial That Don’t Work in Arbitration,” Joint Meeting of the Austin Bar Association Litigation and ADR Sections, 2007

#### BUSINESS AND EMPLOYMENT LAW -- DISPUTE RESOLUTION

- PANELIST, “The Big Debate – Hybrid Forms of Dispute Resolution,” Advanced Commercial Mediation Institute, Association for Conflict Resolution 8<sup>th</sup> Annual Conference, Austin, 2008
- AUTHOR, “United States Supreme Court Expands Standard for Title VII Anti-Retaliation Claims: Burlington Northern v. White,” *Texas Workers’ Comp Reporter*, August 2006
- AUTHOR, “Dispute Resolution – A Valuable Component of a Sound Business Strategy,” *Texas Workers’ Comp Reporter*, July 2006
- PRESENTED, “Mediating Business Disputes in the United States,” Trans-Atlantic Mediation Practicum, Austin, 2004, 2006, 2008
- AUTHOR, “Ask the Experts: What are Some Tips for Mediating Business Disputes?” *Austin Business Journal*, November 7-13, 2003
- PANELIST, “Advanced Mediation of Commercial Disputes,” American Bar Association Dispute Resolution Section Annual Conference, San Antonio, 2003
- MEMBER, State Bar of Texas Pattern Jury Charge IV - Business, Consumer and Employment Committee, 1998 – 2003

#### CONSTRUCTION LAW AND DISPUTE RESOLUTION

- CONTRIBUTING AUTHOR, *Construction Checklists: A Guide to Frequently Encountered Construction Issues*, American Bar Association, 2008
- AUTHOR, “Everything Flows Downhill – Or Does It? Flow-Down Clauses In Construction Contracts,” *Construction Briefings* (June 2007)
- AUTHOR AND PRESENTER, “Construction Site Safety Issues,” Half Moon L.L.C., *Texas Construction Law for Engineers and Contractors*, Corpus Christi and Lubbock, 2007
- PRESENTER, “Complying With Texas Rules and Regulations on the Practice Of Architecture” Half Moon L.L.C., *Health, Safety and Welfare Issues for Architects*, San Antonio, 2007
- AUTHOR AND PRESENTER, “Construction Contract Clauses in Motion – Phased

and Flow-Down ADR Clauses,” Austin Bar Association Construction Law Section, 2007

- PRESENTER, “Construction Contract Issues,” Half Moon L.L.C., *Legal Issues for Texas Professional Engineers*, San Antonio, 2006

#### ETHICS

- AUTHOR AND PRESENTER, “The Ethics Buffet,” State Bar of Texas Construction Law Conference, San Antonio, 2010
- COLUMNIST, *Ethics Talk, The Texas Mediator*, 2007 – 2009
- AUTHOR AND PRESENTER, “Ethical Issues in Construction Law,” Half Moon L.L.C., *Texas Construction Law for Engineers and Contractors*, Corpus Christi, Lubbock and El Paso, 2007
- PRESENTER, “Complying with Texas Rules and Regulations on the Practice of Professional Engineering” and “Ethics for Professional Engineers,” Half Moon. L.L.C., *Legal Issues for Texas Professional Engineers*, San Antonio, 2005, 2006
- PANELIST, “Relationships and Responsibility: Ethics in Mediation,” Texas Association of Mediators Annual Conference, Dallas, 2005
- AUTHOR AND PRESENTER, “Protecting the Confidentiality of Client Communications Made Through Electronic Pathways,” Texas Association of Defense Counsel Fall Seminar, Galveston, Texas, 1999

#### FINANCIAL CRISIS ISSUES

- PRESENTER, “Negotiating and Mediating in a Lousy Economy,” Austin Bar Association, 2010
- AUTHOR AND PRESENTER, “The U. S. Financial Crisis: A Clathrate Gun?” Baylor General Practice Institute, Waco, 2009
- PRESENTER, “Mediating Financial Crisis Matters,” Texas Association of Mediators Annual Conference, Dallas, 2009
- PRESENTER, “Mediating Commercial Cases in Times of Financial Crisis,” Trans-Atlantic Mediation Practicum, Austin, 2009
- PRESENTER, “A Caldron of Boiling Money Issues, Autumn 2008: Financial Crisis Matters, The Trust Funds Statute, Net Worth Discovery, and Some Things You Haven't Thought About Yet,” Austin Bar Association Construction Law Section, 2008

## INTELLECTUAL PROPERTY DISPUTE RESOLUTION

- PROGRAM CHAIR AND PANEL MODERATOR, “Advanced Strategy and Tactics for Intellectual Property Disputes,” American Bar Association Dispute Resolution Section Annual Conference, Atlanta, 2006
- PANEL MODERATOR, “Confronting Realities and Ethical Traps in IP ADR,” American Bar Association Dispute Resolution Section, *Hot Topics in Entertainment and IP ADR*, Las Vegas, 2005
- PROGRAM CHAIR AND PANEL MODERATOR, “Success Stories and New Twists in IP ADR,” American Bar Association ADR Section Annual Conference, New York, 2004
- PANEL MODERATOR, “Using ADR in IP Disputes,” American Bar Association Annual Convention, San Francisco, 2003

## MEDIATION TECHNIQUES AND PROCESSES

- FACILITATOR, “Basic Mediation Training,” University of Texas Center for Public Policy Dispute Resolution, 2008, 2007
- SPEAKER, “Use of Humor in Mediation,” Baylor Law School, Cutting Edge Mediation Practice, Waco, 2008
- PANELIST, “Preparing for Mediation,” American Bar Association Dispute Resolution Section, Advanced Mediation and Advocacy Skills Training, San Antonio, 2007
- PRESENTER, “Tips for Successful Mediation,” Capital Area Trial Lawyers Association, Austin, 2006
- PRESENTER, “Trends in ADR,” Capital Area Trial Lawyers Association, Austin, 2004
- PANELIST, “Confidentiality of the Mediation Process,” Travis County Bench-Bar Seminar XIII, Austin, 2003
- PANELIST, “Tips for Successful Mediation,” Travis County Bench-Bar Seminar XII, Boerne, 2002
- PRESENTER, “Representing Clients at Large Exposure Mediations,” Travis County Bar Association Mediation Advocacy Techniques Seminar, Austin, 2001; Texas Association of Defense Counsel Spring Meeting, Las Vegas, 2001
- AUTHOR AND PRESENTER, “Mediation Advocacy,” Baylor Law School General Practice Institute, 2002, 1999

- PANELIST, “Declining Settlement Rates at Mediation,” Texas Association of Mediators, Austin, 1998

#### PERSONAL INJURY DISPUTE RESOLUTION

- AUTHOR, “The Big Eagle Has Landed – With a Thud: *Arkansas Department of Human Services v. Ahlborn* and Medicaid Set-Asides,” *Alternative Resolutions* (Summer 2006)
- AUTHOR AND PRESENTER, “Principled Negotiation of Personal Injury Claims,” State Bar of Texas Approved Continuing Legal Education Class, Texas Department of Insurance Approved Continuing Education Course, presented in multiple locations, 2004 – present
- AUTHOR AND PRESENTER, “Strategy and Tactics for ADR in Personal Injury Cases,” State Bar of Texas Advanced Personal Injury Seminar, San Antonio and Houston, 2002
- AUTHOR AND PANEL MODERATOR, “The Effective Use of ADR in Personal Injury Cases: A Mediator’s Viewpoint,” State Bar of Texas Advanced Personal Injury Course, Dallas and Houston, 2001
- KEYNOTE SPEAKER, “Venue Liability - Sports Franchisees, Can You Rest At Ease? Maybe Not, in Times Such as These,” Gulf Insurance Professional Sports Seminar, Dallas, 2001

#### TRIAL ADVOCACY

- PRESENTER, “Closing Argument,” Office of Attorney General Basic Civil Trial Course, Austin, 2006, 2005, 2004, 1999
- AUTHOR AND PRESENTER, “Making and Meeting Objections,” Travis County Masters in Litigation Trial Tactics Seminar, 1999, 1998 and 1997
- CO-CHAIR, Texas Association of Defense Counsel Trial Academy, 1993

#### APPELLATE DECISIONS AS LEAD COUNSEL FOR A PARTY

- *Witkowski, et. al. v. Brian, Fooshee & Young Properties, et. al.*, 181 S. W. 3d 824 (Tex. App. – Austin 2005, no pet. his.). Defense of summary judgment obtained in putative class action case alleging violations of “set-aside” requirements under Federal statutes governing the Affordable Housing Disposition Program.
- *Rocha v. Faltys*, 69 S. W. 3d 315 (Tex. App. – Austin 2002, no pet. his.).

Defense of “no duty” summary judgment obtained in drowning case.

- *Perry, et. al. v. S.N., et. al.*, 973 S.W. 2d 301 (Tex. 1998). Defense of summary judgment in case of first impression before Texas Supreme Court on question of whether provision of Texas Family Code requiring certain professionals to report suspected incidents of child abuse can be basis for negligence per se cause of action.
- *Brandon v. American Sterilizer Co.*, 880 S.W. 2d 488 (Tex. App. -- Austin 1994, no writ). Defense of favorable judgment and directed verdict in product liability case presenting issues regarding consumer standing under the Texas Deceptive Trade Practices Act.