PRESS RELEASE

U.S. Courts, District of Idaho ◆ U.S. Courthouse, 550 W. Fort St. ◆ Boise, Idaho 83724

FOR IMMEDIATE RELEASE

Date: March 21, 2012

Contact: Elizabeth A. Smith, Clerk of Court

Phone: (208) 334-1976

Subject: Federal Judges, Mediators offer quick resolutions:

Alternative Dispute Resolution Settlement Week



During the first week in April, volunteer judges and legal experts will help those headed for federal court in Idaho take an alternative route in resolving their cases. The United States District & Bankruptcy Court, District of Idaho, in conjunction with the Ninth Circuit Alternative Dispute Resolution (ADR) Committee, will host an ADR Settlement Week entitled *Resolution Roundup* during the week of April 2-6, 2012.

Mediation/ADR has become more common in recent years as a way of resolving conflicts effectively and efficiently, and a viable alternative to trial. Cases have already been identified for mediation, and sessions will be held simultaneously throughout Idaho. Resolution Roundup is sponsored by the Ninth Circuit ADR Committee members who volunteered to serve as mediators ("neutrals") in ADR proceedings in district courts with heavy caseloads. Idaho is the first district to utilize the program, in which federal and state court judges, federal court mediators, and law professors from University of Idaho and Concordia College of Law will mediate cases at no charge.

The Ninth Circuit Alternative Dispute Resolution Committee's focus is to assist courts within the Ninth Circuit with their ADR programs by providing guidance and oversight using dispute resolution methods and techniques to assist litigants in resolving their federal court cases. Judge Valerie P. Cooke, Chair, Ninth Circuit ADR Committee, and Ninth Circuit Judge N. Randy Smith have each volunteered to participate, as well as Idaho Federal Judges including Chief U.S. Magistrate Judge Candy Dale, U.S. Magistrate Judge Larry M. Boyle, and U.S. Magistrate Judge Mikel H. Williams. Chief Judge Winmill stated, "The District of Idaho continues to be committed to resolving its cases expeditiously, and alternative dispute resolution is an important component. Mediation is an effective way to resolve cases, and this program is a great way for members of the bar to give back to their local communities and offer alternative ways to settle difficult conflicts."



The Ninth Circuit ADR Committee and the District of Idaho is offering Advanced Mediator Training on Tuesday, April 3, 2012 (full day), and Wednesday, April 4, 2012 (half day) as part of ADR Settlement Week (Resolution Roundup). The training will be conducted by Berry Mitchell, ADR Administrator, Arbitrator/Mediator, U.S. District Court. District of Rhode Island.

The Idaho Chapter of the Federal Bar Association is sponsoring the training, including an evening reception on Monday, April 2, 2012. Members of the bar are invited to attend, as well as those registered for the mediator training.

Advanced mediator training

BERRY B. MITCHELL

ADR Administrator, Arbitrator/Mediator U.S. District Court, Rhode Island

Berry Mitchell is the program administrator for the Alternative Dispute Resolution Program for the United States District Court, District of Rhode Island. He is a member of the Court's Alternative Dispute Resolution Panel, providing arbitration



and mediation services to civil litigants. Beyond his dual role as Director and ADR Panel member, Mr. Mitchell provides education, training, consulting services and technical assistance to both federal and state courts nationwide. He has actively taught at the undergraduate, graduate and law school levels, courses including: ADR, ADR Practice, American Legal History, Civil Procedure and Judicial Administration. He has served as an ADR trainer-facilitator for federal court ADR panels throughout the United States.

Mr. Mitchell's experiences span a wide range of activities in support of ADR and ADR programs at the national level, including his appointment in 2010 by the Director of the Administrative Office of the U.S. Courts to a one-year term of service as a member of a national ADR Working Group; two years of service as Co-Chair of the ABA Dispute Resolution Section Committee on Court ADR Programs; service as a Member of the Federal Judicial Center's ADR Education Project Advisory Group, and as a designated ADR Consultant for the Federal Judicial Center's Program for Consultations in Dispute Resolution, which provides on-site consulting services to federal district and bankruptcy courts nationwide; and a member of the ABA's Court ADR Program Advisors Project.

Beyond his formal education and training in law and judicial administration at the University of Denver, College of Law, Mr. Mitchell received ADR training at the Harvard Law School, Program of Instruction for Lawyers in both basic and advanced negotiation; mediation training sponsored by the Lex Mundi College of Mediators; both basic and advanced ADR Panel Certification Training mandated by the U.S. District Court, District of Rhode Island. Mr. Mitchell has also received advanced Circuit Mediator Training sponsored by the Federal Judicial Center.

In addition to his formal ADR training, Mr. Mitchell has completed ADR education and training arising out of educational programs, conferences, seminars and workshops sponsored by The American Bar Association, Dispute Resolution Section; The Harvard Negotiation Law Review; the Federal Judicial Center; The Connecticut Bar Foundation; The New England Chapter of the Association for Conflict Resolution; The Society of Professionals In Dispute Resolution; Mediation Works Incorporated; The Labor Research Center and Graduate Professional Center at the University of Rhode Island; Federal Dispute Resolution Conference, Incorporated; The University of Arkansas School of Law; Roger Williams University School of Law; Quinnipiac University School of Law and the University of Washington School of Law.



Denise M. Asper Ninth Circuit Prisoner Litigation Director

Denise M. Asper is the Prisoner Litigation Project Director at the Ninth Circuit's Office of the Circuit Executive (OCE). She assists District Courts with the creation and implementation of Alternative Dispute Resolution (ADR) programs and case management strategies for civil cases, including self-represented litigant claims. Ms. Asper works directly with Judges and ADR Program Directors at the trial court level to design and evaluate the effectiveness of ADR options in civil and criminal litigation. She also trains attorneys and court staff in mediation and negotiation strategies, and conducts mediation sessions in pro se cases.

Prior to her work at the OCE, she worked for eight years as a Pro Se Staff Attorney and ADR Program Director for the U.S. District Court, District of Idaho. While in Idaho, she created a Pro Bono Program for pro se litigants and expanded the use of mediation sessions, early neutral evaluation, and settlement conferences in civil cases including prisoner civil rights claims. Prior to her employment with the District Court, she practiced law in California with a San Francisco law firm for seven years, focusing on civil litigation and providing advice and counsel in the employment law area.

Ms. Asper is trained as a mediator and has represented clients in all aspects of ADR. She has mediated cases involving civil rights and disability discrimination claims, family law disputes, and employment law matters. She co-authored a publication on children's legal rights, created an educational program for divorcing parents, and consulted with courts in the State of Utah to create mandatory mediation in family law cases. Her current mediation projects include fifteen cases involving state mental hospital policies, governing individuals being held under orders of civil commitment for committing sexually violent offenses. Ms. Asper served on the Ninth Circuit ADR Committee for six years, and now provides OCE staff support for the ADR Committee members.

Denise received her Juris Doctorate in 1988, and prior to law school, taught English in secondary schools. She is the mother of four children and has two grandchildren.

Her contact information is as follows:

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Susie Boring-Headlee United States District Court, District of Idaho

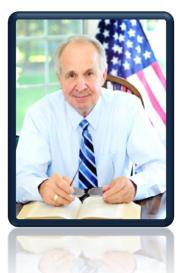
Susie Headlee is the Alternative Dispute Resolution (ADR) and Pro Bono Director for the U.S. Federal Court in Idaho. In this position, she assists members of the Bar and public through the ADR process. Ms. Headlee is qualified to serve as a certified mediator; and in 2010, she began mediating prisoner cases.

In 2011, she and Judge David O. Carter successfully mediated several prisoner cases brought by inmates housed at the Idaho Correctional Center. They are currently mediating other cases involving medical issues, housing accommodation claims; and sexually violent prisoner (SVP) civil detainee

cases in the Eastern District of California. She recently served on an ADR Working Group at the Administrative Office (A.O.) of the U.S. Courts.

Ms. Headlee has worked for the federal judiciary for nearly 22 years. This included ten years for Chief Judge B. Lynn Winmill in Idaho. Prior to joining the District Court, she worked ten years at the Ninth Circuit Court of Appeals. While at the Circuit, she completed a two-year capital case management study for Ninth Circuit Judge Arthur L. Alarcón.

She is Executive Director of the Idaho Chapter of the Federal Bar Association; and Secretary/Treasurer of the Idaho Legal History Society. She can be reached via email at Susie_Boring-Headlee@id.uscourts.gov or by telephone at (208) 334-9067.



Judge Larry M. Boyle U.S. Magistrate Judge, District of Idaho

Judge Larry M. Boyle received his undergraduate degree in economics from Brigham Young University and his law degree from the University of Idaho where he was an editor of the law review. Following law school, he clerked at the Supreme Court of Idaho for Justice Robert E. Bakes.

While in private practice, he appeared in many courts outside of Idaho, including the state and federal courts of California, Utah and Wyoming. He served as President of the Seventh District Bar Association. Upon commencing his judicial service, he has served as an Idaho state district judge, a Justice of the Supreme Court of Idaho, and as Chief U.S. Magistrate Judge for the District of Idaho.

Judge Boyle has been a visiting lecturer at Notre Dame University School of Law, University of Idaho College of Law, Brigham Young University J. Reuben Clark School of Law, George Mason University School of Law, and at the United States Department of Justice National Advocacy College.

He served five years on the Brigham Young University School of Law Board of Visitors and is currently serving on the Advisory Board of the University of Idaho College of Law. In addition to his judicial responsibilities in the District of Idaho, Judge Boyle has presided over United States court proceedings in the federal courts of California, Utah and Washington, and over federal court proceedings involving United States' citizens imprisoned in the Kingdom of Thailand.

Judge Boyle has served on the Idaho Supreme Court, Ninth Circuit Court of Appeals, and the U.S. Judicial Conference committees, including eight years on a national policy-making committee at the appointment of the late U. S. Supreme Court Chief Justice William H. Rehnquist. He is a frequent contributor to various legal journals and publications, including the Idaho Law Review, the Brigham Young University *Clark Memorandum*, the Idaho State Bar bimonthly publication, *The Advocate*, and the American Bar Association *Litigation* magazine.



Susan E. Buxton Moore Smith Buxton and Turcke, Chtd.

Susan E. Buxton has been a shareholder in the firm of Moore Smith Buxton & Turcke, Chartered since 1993. Ms. Buxton was formerly an associate with the regional law firm of Davis Wright Tremaine in its Boise office.

Ms. Buxton served as a law clerk to the Honorable James A. Redden, Chief Judge of the United States District Court, District of Oregon from 1990-1991, and to the Honorable Roger Swanstrom, Idaho Court of Appeals from 1989-1990. Ms. Buxton received her law degree from the University of Idaho in 1989 where she was the

Symposium Editor of the *Idaho Law Review*. She received her Bachelor of Arts degree in Philosophy from Whitman College in 1985.

Ms. Buxton's practice representation and emphasizes litigation in the areas of local government, public finance, education, natural resources, land use, employment law and lobbying.

In the firm's municipal and local government practice, Ms. Buxton's representation includes several cities, counties, fire districts, school districts, public charter schools, and water delivery companies in natural resources, water, property tax, budgeting, land use, municipal bonds, employment, contracts, construction, intergovernmental and joint powers agreements, administrative and general counsel matters. Ms. Buxton also represents private individuals, corporations, municipalities and other local government entities addressing various issues including water rights, public finance, land use, business, planning and zoning, condemnation, employment, contracts, construction, Clean Water Act, Endangered Species Act, CERCLA, NEPA and other related matters.

Ms. Buxton is admitted to practice in the state and federal courts of Idaho and Oregon and has represented clients before the state and federal courts of Idaho, federal courts of Oregon, Washington D.C., Washington, Arizona and Nevada, the Interior Board of Land Appeals, the Territory of Guam, the Ninth Circuit Court of Appeals, and the United States Court of Federal Claims. Ms. Buxton is a certified mediator registered with both the Idaho Supreme Court and the United States District Court for the District of Idaho.



Judge George D. Carey Fourth Judicial District (ret.) State of Idaho

Fourth Judicial District Judge George D. Carey, ret., has nearly forty years of settlement experience as a trial judge, as a senior district judge, and as a private mediator. At various times he has acted as a hearing officer for the City of Boise in employment disputes and as an adjunct lecturer in business law and trade regulation at Boise State University.

Judge Carey holds an A.B. Degree from the undergraduate college of Columbia University and a J.D. Degree from Fordham University

College of Law. In addition he has received training in civil and criminal mediation and in arbitration from the University of Idaho Northwest Institute for Dispute Resolution.

Judge Carey has served on the Bar Examination Committee of the Idaho State Bar, the Criminal Rules Committee, and the Civil Jury Instruction Committee of the Idaho Supreme Court.



Judge David O. Carter U.S. District Judge, Central District of California

Judge David Carter has spent much of his professional career involved in homicides — but never as the perpetrator. He was a Deputy District Attorney in the Orange County Homicide Section in the 1970s. During the 1980s and 1990s, he presided over numerous death penalty cases as a California Superior Court Judge. He and Judge Arthur Alarcón taught criminal procedure at the California Judges' College during the 1980s.

As a member of the federal bench, Judge Carter has presided over the longest criminal trial in the history of the Central District of California, which was ultimately severed into three separate trials and lasted for one-and-a-half years. This trial involved the prosecution of members of the Mexican Mafia on charges of murder, attempted murder, conspiracy

to murder, extortion, robbery, and various drug trafficking and firearms crimes, many of which arose out of a triple homicide that occurred in 1998. These were the first death penalty cases brought in the Central District of California in over fifty years.

Judge Carter also presided over an eight month death-qualified trial involving commission members of the Aryan Brotherhood and a five month trial of other members of that organization. These trials were part of the largest indictment of death-eligible defendants in our nation's history. Judge Carter has mediated cases from Guam to San Diego to Idaho. Most recently he settled two large prisoner cases in Idaho brought by inmates housed at Idaho Correctional Center; and is currently mediating another case involving medical issues and housing accommodations claims.



Merlyn W. Clark Hawley Troxell Ennis & Hawley LLP

Merlyn W. Clark is a senior partner in the Boise office of Hawley Troxell Ennis & Hawley LLP. His practice focuses on complex civil litigation involving real property, contract and commercial law, business entities, and employment law. He has argued more than 25 cases before the Idaho Supreme Court. Mr. Clark is a Fellow of the American College of Trial Lawyers. He is listed in The Best Lawyers in America, (ADR, Business Litigation and Commercial Law Sections) Chambers USA, America's Leading Lawyers (Commercial Litigation Section) and Mountain States Super Lawyers (Top 75 in ADR and Business Litigation). He is a recipient of the Award of Legal Merit presented by the University of Idaho College of Law in 1988, the Distinguished Service Award presented by the Idaho State Judiciary in

1988 and the Distinguished Lawyer Award presented by the Board of Commissioners of the Idaho State Bar in 2001.

Mr. Clark also practices as a private hearing officer, discovery master, neutral arbitrator and mediator. He has conducted more than 50 arbitrations and 700 mediations. He received the designation of Certified Professional Mediator from the Idaho Mediation Association in 1995. Mr. Clark is a Fellow of the American College of Civil Trial Mediators and a member of the National Academy of Distinguished Neutrals. He is a member of the National Rosters of Commercial Arbitrators and Mediators and the Employment Arbitrators and Mediators of the American Arbitration Association. Mr. Clark is on the roster of mediators for the United States District Court of Idaho and all Idaho state courts. He is also a Fellow of the Academy of Court Appointed Masters.

Mr. Clark served as Adjunct Professor of Negotiation and Settlement Advocacy at The Straus Institute for Dispute Resolution, Pepperdine University School of Law in 2000. He has served as Adjunct Instructor at the University of Idaho, College of Law on Trial Advocacy Skills since 1996, Negotiation Skills in 2000 and Mediation Advocacy Skills in 2002 and 2005. He also taught Effective Advocacy in Arbitration in 2000 and 2004, and Arbitrator Skills in 2009 at the Northwest Institute for Dispute Resolution at the University of Idaho, College of Law. He has been an instructor on evidence and civil procedure for the Idaho Judiciary at the New Judges Orientation, and the Annual Judicial Conference since 1992.



Judge Valerie P. Cooke U.S. Magistrate Judge, District of Nevada

Valerie P. Cooke has served as a United States Magistrate Judge for the District of Nevada since 1999. Prior to her appointment she was a partner in the law firm of McDonald Carano Wilson, LLP where she devoted her practice to creditors' rights in bankruptcy and commercial litigation.

Judge Cooke graduated *cum laude* from the University of Nevada, Reno with a bachelor of arts degree in English. A

third generation Nevada lawyer, she received her J.D. degree from Northwestern School of Law of Lewis and Clark College in Portland, Oregon where she served on the law review.

Judge Cooke currently chairs the Ninth Circuit's Alternative Dispute Resolution Committee, and has served as a member since 2001. She is committed to conducting education programs on court-sponsored alternative dispute resolution both locally and abroad in Chile, Spain, Argentina, Malaysia, and the Marshall Islands. In addition, Judge Cooke developed the District of Nevada's inmate litigation early mediation program and serves on the Ninth Circuit Magistrate Judges' Executive Committee.

Judge Cooke served as the 2008-2009 president of the Bruce R. Thompson Chapter of the American Inn of Court and continues to be active as an emeritus master. Judge Cooke was honored as the 2001 recipient of the Outstanding Woman Lawyer of the Year Award from the Northern Nevada Women Lawyers' Association, and she was president of the Association in 1990. Prior to her tenure on the bench, Judge Cooke served on the Nevada Tax Commission and the Nevada Judicial Discipline Commission.



Patrick D. Costello University of Idaho College of Law

Patrick D. Costello is a visiting associate professor at the University of Idaho College of Law where he supervises the Domestic Violence/Sexual Assault Clinic, the General Practice Clinic, and he co-supervises the Mediation Clinic.

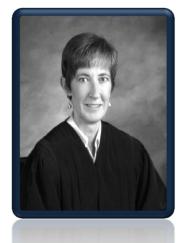
He has taught Appropriate Dispute Resolution, Professional Responsibility, The Lawyering Process (Pre-trial Civil Procedure), Domestic Violence and the Law Lab, Pro Se Clinic, Tax Clinic, and Victims' Rights Clinic. He is also a child custody mediator and has served as a court-appointed parenting coordinator. He was a member of the Supreme Courts "Protecting Children Committee" and a co-author of the "Idaho Protocol for Protecting Children of High

Conflict Divorce." He compiled the "Idaho Benchguide and Clerk's Manual" CD-rom published by Westgroup for the Idaho judiciary. He also was the Director of the Court Assistance Offices Project and of the Innovative Bench Access to Resources Project, both for the Idaho Supreme Court.

Prior to joining the law school faculty, Professor Costello was a magistrate judge in Clearwater County, Idaho for seven years. During that time he also served as an adjunct faculty member for University of Idaho College of Law and for Lewis Clark State College. He practiced law in Boise, Idaho, for twelve years, where he was legal counsel to Governors Evans and Andrus, and a partner in the law firm of Park Costello and Burkett.

In 1999, Professor Costello received the Award of Distinction presented by the Family Law Section of the Idaho State Bar. Other awards he has received include the "Public Citizen of the Year" award from the North Branch of the Idaho Chapter of the National Association of Social Workers (1999), "Outstanding Young Man of Idaho" from the Idaho Jaycees (1983), and "Best Broadcast News Series of the Year" presented by the Idaho Press Club (1978).

He is married to Donna Kay Fladager, and has two grown sons, Quinn and Alex.



Judge Candy Wagahoff Dale Chief U.S. Magistrate Judge, District of Idaho

After twenty-five years of civil litigation in state and federal court, Judge Dale was appointed United States Magistrate Judge by the United States District Court for the District of Idaho, entering duty on March 31, 2008, and appointed Chief U.S. Magistrate Judge in October of 2008. Among her other duties, she is the supervisor of the Prisoner Litigation Unit; supervisor of the ADR Program and ADR Coordinator, which includes the Pro Bono Program; and Chair of the Local Civil Rules Advisory Committee.

Judge Dale also serves on the District's re-entry team, START (Success Through Assisted Recovery and Treatment), in Boise and

Moscow. She is the District of Idaho's representative and Vice Chair of the Magistrate Judge's Executive Board for the Ninth Circuit, a member of the Jury Trial Improvements Committee for the Ninth Circuit, and a member of the Idaho Pro Bono Commission.

Judge Dale presently is the Chair of the Board of Trustees of the College of Idaho; an Emeritus member of the American Inn of Court No. 130, where she previously served as President; and an Emeritus member of the Advisory Council for the University of Idaho College of Law. She also actively participates in the Idaho Chapter of the Federal Bar Association and the Idaho Legal History Society. Judge Dale is a member of the Idaho Women Lawyers Association and in 2010, she received the Kate Feltham Award from the Idaho Women Lawyers for "promoting equal rights and opportunities for women and minorities in the legal profession."



Judge James P. Donohue U.S. Magistrate Judge Western District of Washington

Judge James P. Donohue was appointed United States Magistrate Judge for the Western District of Washington on February 8, 2005. Prior to his appointment to the bench, Judge Donohue was a shareholder in the Seattle office of Heller Ehrman White & McAuliffe, LLP where his practice was focused on commercial and intellectual property litigation. He served as chair of the Intellectual Property Section of the Washington State Bar Association. He is the author of Chapter 9, *Personal Jurisdiction*, in Thomson/West's treatise Internet Law and Practice. Judge Donohue also serves as the Articles editor for the Federal Courts Law Review.

Judge Donohue received his A.B. from the University of Illinois in 1973, and his J.D. from the University of California, Los Angeles, in 1976, where he was a member of the UCLA Law Review. After his graduation, he served as a VISTA volunteer before going into private practice.

Since coming to the bench, Judge Donohue has worked on local rules for patent litigation in the Western District of Washington. He serves as chair of the Ninth Circuit Pro Se Committee, and is also a member of Ninth Circuit Magistrate Judge Education Committee. Judge Donohue has been elected to serve on the Board of Directors of the Federal Magistrate Judges Association, representing the Ninth Circuit. He is one of the founding members and former president of the Seattle Intellectual Property Inns of Court. Judge Donohue also serves on the Board of Directors of Special Olympics of Washington.



Michael J. Elia Moore and Elia, LLP

Michael J. Elia was raised in Walla Walla, Washington. He graduated from Gonzaga University, *magna cum laude*, in 1984, with a Bachelor of Arts degree in history and minor degrees in computer science and finance. He received his Juris Doctorate from the University of Washington School of Law in 1987.

Mr. Elia began his law practice in San Diego, California, as an associate of McInnis, Fitzgerald, Rees, Sharkey & McIntyre. His work included defending general negligence and automobile liability matters and developing a specialization in medical malpractice defense.

In 1994, he relocated to Boise, Idaho, and continued to develop his defense practice in the areas of products liability, insurance coverage,

commercial litigation, and construction law first with Stoel Rives LLP, and later Brassey, Wetherell Crawford and McCurdy.

In 2002, Mr. Elia went in-house as claims counsel for General Fire and Casualty Company. In 2004, he became a founding member of Lance, Elia & Associates, PLLC thereafter. In 2006, Mr. Elia joined his current law firm, now known as Moore & Elia, LLP, where he practices primarily insurance defense and represents state and local government entities in tort and civil rights actions.

Mr. Elia is admitted to practice before all state courts in Idaho, Washington and California. He is also admitted to the United States District Court for the Districts of Idaho and Southern California, and the United States Court of Appeals for the Ninth Circuit. Mr. Elia holds a certificate from the Northwest Institute for Dispute Resolution in Civil Mediation and is a member of the mediation panel for the United States District Court, District of Idaho. He is "AV" rated with Martindale-Hubbell. He is a member of the Defense Research Institute, Idaho Association of Defense Counsel and Federal Bar Association.

Mr. Elia volunteers his time as the general counsel for the Fourth Judicial District Court Appointed Special Advocate program, and representing Guardians ad Litem in child protection proceedings.

He is married to Maureen Elia, and has three sons, Noah, Daniel and Joseph.



Peter C. Erbland
Paine Hamblen, LLP

Peter Erbland graduated from Gonzaga University School of Law in 1978. He served for seven years at the Kootenai County Prosecutor's Office and two years with the Idaho Attorney General's Office as Chief of the Criminal Law Division. He went into private practice with the law firm of Paine Hamblen LLP in 1989 and is a partner. He represents individuals, business entities, insurers and governmental entities in state and federal courts.



In addition to a litigation practice, Mr. Erbland focuses on mediation and has served as a mediator in over 600 cases in the last fifteen years. He is a graduate of the University of Idaho College of Law Advanced Mediation Program. Mr. Erbland is a Fellow with the American

College of Trial Lawyers. He has been peer selected for Best Lawyers in America every year since 2007, and has been included in the Mountain States Super Lawyers list since 2008. He is a member of the Local Civil Rules Committee for the United States District Court, District of Idaho and the Idaho State Bar Pro Bono Commission.



D. Marc Haws Assistant United States Attorney Department of Justice

D. Marc Haws currently serves as Assistant United States Attorney for the District of Idaho. He handles mostly criminal prosecutions involving public lands, drugs, violent crimes and homicides. Until recently he served as First Assistant United States Attorney with duties that were primarily management and administration. Mr. Haws has been a litigating Assistant United States Attorney for nearly 20 years handling both civil and criminal cases. In the Civil Division, where he also served as

Civil Chief until 2005, he handled all forms of affirmative and defensive litigation for the government including environmental and torts cases.

Before his career as a federal lawyer, Mr. Haws was Chief of Criminal Law at the Idaho Attorney General's Office for four years where he advised and assisted the 44 county prosecutors in Idaho, and supervised all criminal appeals for the state. Prior to that, he served as Chief Deputy Prosecuting Attorney and major felony trials lawyer for the Kootenai County, Idaho Prosecuting Attorney's Office. There he personally handled a full and broad caseload of criminal trials, including many homicide cases, as well as supervising and managing all criminal and civil litigation in the county.

Mr. Haws received his law degree (J.D.) from Gonzaga Law School in 1979. He received a doctoral degree (PhD) in modern language and literature from the University of Oklahoma in 1974. He also served on the faculty at OU before he went to law school. His bachelors work was done at the University of Oklahoma and at Arizona State University.

Mr. Haws performs several specialized roles for the Department of Justice, including: Ethics Advisor, Professional Responsibility Officer, Team Leader for EOUSA's Evaluation and Review (EARS) program, and instructor at the National Advocacy Center. He has also served in a variety of Idaho State Bar related capacities including mediator and hearings officer for the Idaho State Bar's fee dispute resolution panel. He is also on the U.S. District Court's approved list of mediators.

As for personal interests, Mr. Haws thrives on many forms of outdoor adventure, which has included climbing the highest peaks of the Western Hemisphere. When not working he's ranching. Freedom is riding his Harley.



Judge Mick Hodges Magistrate Judge, Fifth Judicial District State of Idaho

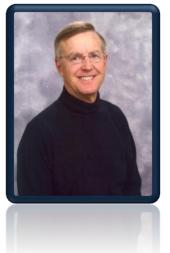
Judge Mick Hodges has served as a Magistrate Judge in Cassia County, Idaho, since 2008. Prior to his appointment, he was a partner in the law firm of Smith, Beeks and Hodges, where he managed a "small town general practice," with emphasis on mediation, civil litigation and family law.

Judge Hodges graduated from Boise State University with a BA in English. He received his JD, cum laude, from the University of Idaho, where he served on Law Review.

Judge Hodges has mediated cases, on both sides of the table, for approximately 15 year. He completed the Family Law and Civil Law Mediation Training Courses through the Northwest Institute for Dispute resolution. He also completed Idaho's Fifth District Victim Offender Mediation Training and has mediated many of those cases.

Judge Hodges founded a misdemeanor mental health court in Idaho's Fifth Judicial district approximately a year ago, and serves on the Region V Mental Health Board. He is a strong advocate for problem-solving courts and their expansion into other areas of the law, including domestic violence and child protection. He also serves on the Fifth District Pro Bono Advisory committee for the Idaho Supreme Court and on the Steering Committee for the Idaho Academy of Leadership for Lawyers.

Outside the courtroom, Judge Hodges is a Lay Minister for his Church and serves as a volunteer chaplain at the local hospital. He and his dog are also active members of "Therapy Pets Serving Mini-Cassia." Finally, Judge Hodges enjoys catching fish with his fly rod and he claims to grow some of the best heirloom tomatoes in southern Idaho.



James D. Huegli Huegli Mediation and Arbitration

James Huegli began mediation in 1986 in Oregon and was one of the first lawyers in Oregon to be certified by the Oregon Supreme Court as a court mediator. He is a graduate of the ADR program at Willamette University and was a member of the first class to graduate. He has mediated over 500 cases in several states and currently is a full time mediator in Oregon, Washington and Idaho. He was selected as a certified mediator for the General Motors Bankruptcy program.

As defense counsel, Mr. Huegli has represented such major companies as Ford Motor Company, Fred Meyers, Remington Arms, Toro

Corporation, Key Bank, Weyerhaeuser, Boise Cascade, SDS Lumber and Lamb Weston and many more. Mr. Huegli has also represented numerous physicians, both in direct malpractice actions and as general counsel for excess liability. He has litigated on behalf of Insurance Company of North America, Liberty Mutual, State Farm, Safeco, Allstate, CNA, CIGNA, Heritage, The Hartford, Farmers Insurance Group, Industrial Indemnity and others.

Mr. Huegli, as a plaintiff's lawyer, secured the largest wrongful death verdict in Oregon, in a case involving a helicopter crash into Crater Lake, and followed with a successful defense of the appeal through the Ninth Circuit Court of Appeals. Mr. Huegli also obtained the largest malpractice award in Massachusetts for a case involving sexual abuse of a patient by a Harvard psychiatrist. He has tried and handled cases throughout the United States in both state and federal courts.

Mr. Huegli's extensive trial experience involves an equal balance between plaintiff and defense work, embracing insurance defense, workers' compensation, construction litigation, fidelity and surety litigation, commercial litigation, personal injury, medical malpractice, legal malpractice and aviation law. He has tried to conclusion over 200 cases and has mediated over 25 years.

He is married with four children and five grandchildren. He is a passionate golfer, skier, fisherman and pilot, flying volunteer flights for Angel Flight throughout the western states.



Paul L. Kirkpatrick Kirkpatrick & Startzel, P.S.

Paul L. Kirkpatrick is a founding member and a principal of Kirkpatrick & Startzel, P.S. with over 25 years of litigation experience. His practice focuses on personal injury, product liability, professional negligence, insurance disputes, employment, and government liability. He also has an active mediation practice through Pacific Dispute Resolution, which is an affiliate of Kirkpatrick & Startzel.

Mr. Kirkpatrick is a native of Montana, holds a bachelor's degree in business from Montana State University and is a graduate of Gonzaga University School of Law. He earned his mediator certification through

the University of Washington School of Law. Additional mediation training was obtained from Pepperdine University School of Law – Straus Institute for Dispute Resolution; and the University of Idaho College of Law Northwest Institute for Dispute Resolution.

Mr. Kirkpatrick is licensed to practice in Washington, Idaho and Montana state courts, as well as the U.S. District Court for the Eastern and Western Districts of Washington, the U.S. District Courts of Idaho and Montana, and the U.S. Court of Appeals for the Ninth Circuit.



Judge Leslie E. Kobayashi United States District Judge District of Hawai'i

Judge Leslie E. Kobayashi was nominated by President Barack Obama on April 21, 2010 and confirmed by the United States Senate as a United States District Judge in the District of Hawai`i on December 22, 2010.

Prior to confirmation, Judge Kobayashi served as a United States Magistrate Judge (1999-2010) in the District of Hawai'i. She was a practicing lawyer for 16 years, first serving as a deputy prosecuting attorney for the City and County of Honolulu (1983-1984), and then in

private practice where she was a trial attorney and a managing partner (1984-1999), handling a variety of matters including personal injury, business disputes, labor and employment, medical and legal malpractice, and products liability.

She received her B.A. degree from Wellesley College (1979) and her J.D. degree from Boston College School of Law (1983). Judge Kobayashi currently serves on the Ninth Circuit Alternative Dispute Resolution Committee. She has served on other committees, including the Ninth Circuit Conference Executive Planning Committee, Magistrate Judges' Executive Board for the Ninth Circuit, subcommittees for the Hawai'i Chapter for the American Judicature Society, and as a Bencher for the American Inn of Court, Aloha Inn.

From 2000-2002, she was an adjunct professor at the William S. Richardson School of Law and was the co-recipient of the Outstanding Adjunct Professor Award in 2002. She is the recipient of the 2011 Outstanding Judicial Achievement Award from the Hawai`i Women Lawyers. From 2010-2011, she was the presiding judge of the pilot program for the District of Hawaii's Reentry Court.



Maureen E. Laflin University of Idaho College of Law

Maureen E. Laflin, Professor of Law and Director of Clinical Programs at the University of Idaho College of Law, has been a member of the faculty since 1991. Professor Laflin's teaching and research focuses primarily on skills building. She has directed the Northwest Institute for Dispute Resolution since its inception in 1997. She also directs Idaho's Trial Advocacy program and codirects the College's Mediation Clinic with Professor Pat Costello.

Professor Laflin, a certified professional mediator with the Idaho Mediation Association, teaches Alternative Dispute Resolution (ADR) courses at UI and has taught at the Strauss Institute for

Dispute Resolution at Pepperdine Law School. Professor Laflin has presented nationally on the topics of criminal mediation, mediation ethics, and mediation privilege. She serves on the ABA Dispute Resolution's Mediator Ethical Guidance Committee.

Professor Maureen has been instrumental in working with the state and federal courts and the bar to promote ADR in the civil, domestic, and criminal arenas. She helped draft the state and federal civil mediation rules, serves the Criminal Mediation Committee which drafted IRC 18.1, and participated on the Idaho Supreme Court's Evidence Rules Sub-Committee, which drafted the Idaho Uniform Mediation Act. She has published law review articles on the UMA, Criminal Mediation, and Mediation Ethics.



Edwin L. Litteneker Lewiston, Idaho

Edwin L. Litteneker is a 1978 graduate of the University of Idaho College of Law and has practiced in Lewiston Idaho since 1982. Mr. Litteneker has served as a City Attorney, trade association executive director and has been in solo practice since 1992.

His practice includes litigation in building construction and real estate disputes, including participation in more than 20 cases resolved by the Idaho appellate courts, state and local government administrative law and dispute resolution. He serves as the lead hearing officer for the State Department of Education special education dispute resolution program.

Mr. Litteneker has mediated business dissolution, personal injury, family law, special education, civil rights and employment cases. He has presented training programs in mediation, meeting facilitation and organizational decision making.

Mr. Litteneker is a recipient of the Campfire Girls Volunteer of the Year Award, the Idaho State Bar's Denise O'Donnell-Day pro bono service award and presently serves as the Chair of the Second Judicial District CASA Board of Directors.



David R. Lombardi Givens Pursley LLP

David R. Lombardi is a partner at Givens Pursley LLP in Boise, Idaho where he focuses his practice in commercial and environmental litigation. Mr. Lombardi graduated from Stanford University in 1971 and graduated, *magna cum laude* from the University of Santa Clara School of Law in 1976. During 35 years of practice in Idaho, he has tried cases involving mining claim validity, hospital and professional liability, business interference, commercial transactions and banking, securities regulation, business formation and sales, dam management, property damage and environmental contamination.

Mr. Lombardi is a member of the American Board of Trial Advocates, American Inns of Court and the Defense Research Institute. He is also certified as a Civil Trial Specialist and is recognized in Best Lawyers, Chambers and Superlawyers.

Mr. Lombardi has participated in mediations involving property loss, injury and commercial claims, ownership disputes and exclusive service contracting. He has acted as a mediator for the Idaho State Bar fee arbitration program.



John Magel Elam & Burke

John Magel has been practicing law since 1968 advising clients in an assortment of litigation, mediation, special master, and discovery master matters. He has mediated more than 850 disputes involving various issues as employment disputes, contract liability, Americans with Disabilities Act (ADA), personal injuries, agricultural products, water law, real estate, commercial contracts, computer hardware and software, banking, and construction.

Mr. Magel graduated from the University of California, Berkley in 1964 and received a BS, Accounting at the University of Idaho, 1961. His background includes: American Arbitration Association National Roster of Neutrals; American Bar Association; American College of

Trial Lawyers; American Inns of Court (founding and emeritus member, past president, American Inn of Court 130); Idaho Bar Association; Idaho State Bar (Former Member of ADR Section Governing Council, Litigation Section); California State Bar (inactive); Roster of Mediators; Idaho Mediation Association; Idaho Supreme Court; United States District Court, Idaho.



John McGown Of Counsel Hawley Troxell Ennis & Hawley LLP

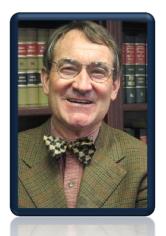
John McGown has agreed to serve as an alternate during Resolution Roundup for any unforeseen situation that might arise. He is an experienced tax attorney, with depth in a broad range of tax-related areas achieved through almost 30 years of practicing law with Hawley Troxell Ennis & Hawley LLP, Idaho's oldest and largest law firm. He has taught graduate courses in estate planning, partnership tax, state taxation, tax-exempt organizations, and personal financial planning.

Mr. McGown has served as Chair of the Section of Taxation of the Idaho State Bar and of the Idaho Tax Practitioner Liaison Committee

(to the IRS). He has been recognized by Best Lawyers in America by having been selected in (1) Tax Law and (2) Trusts and Estates annually since 2007. He has enjoyed the highest possible rating from Martindale-Hubbell for over 25 years.

He is one of a handful of individuals nationwide to be certified as a qualified mediator for multistate tax disputes under the Multistate Tax Commission's Alternate Dispute Resolution Program. He has served as outside counsel to the Idaho Community Foundation, Inc. for over 20 years.

Mr. McGown believes that taking a 3-hour graduate course on mediation in 1997 from Vickie Hawley and Marie Meyer was a significant event in his life. He has followed up with 60 hours of training though Boise State University's Dispute Resolution Program, as well as Advanced Civil Mediation (20 hours) through the Northwest Institute for Dispute Resolution, and additional training from the University of Idaho College of Law.



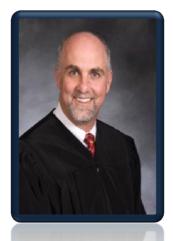
David H. Maguire Maguire and Penrod

David Maguire graduated from the University of Idaho College of Law in 1977. Since then he has been involved in the practice of law in Idaho. During the past 34 years, his practice has revolved primarily around litigation involving personal injury claims, product liability disputes, warranty claims, real estate disputes, and construction claims.

He is a past president of the Idaho Association of Defense Counsel. He is a member of the Litigation Counsel of America, a trial honorary society comprised of less than one percent of practicing members of the bar. Recently he received the Professionalism Award from the Idaho

State Bar, a recognition bestowed upon him by members of the Idaho State Bar in Southeastern Idaho. In addition, he has been named as a 'Super Lawyer' for the year 2010 and 2011.

Mr. Maguire has been involved in mediations either as a participant, or as a mediator in more than 100 cases. He is a graduate of the University of Idaho College of Law Basic Mediation and Advanced Mediation programs. Mr. Maguire sat on the Bannock Development Corporation Board of Directors for more than nine years working on promoting economic development in Southeast Idaho. Currently he is a member of the Board of Directors of the Southeast Idaho Community Action Agency, an entity working to help financially distressed individuals and families. Mr. Maguire enjoys the highest possible rating from Martindale & Hubble.



Judge Kendall J. Newman U.S. Magistrate Judge Eastern District of California

United States Magistrate Judge Kendall J. Newman was appointed in February 2010, and has extensive federal court litigation experience. He has handled over 30 trials, both jury and bench trials in civil and criminal matters. He has also presided over and participated in hundreds of settlement conferences.

Judge Newman received his B.S. from Cornell University, and his J.D. from William and Mary Law School. He began his career as an associate with Gibson, Dunn & Crutcher in San Diego. In 1990, he joined the United States Attorney's Office in San Diego, where he

litigated a wide range of civil cases and prosecuted border crimes. Judge Newman joined the United States Attorney's Office for the Eastern District of California in 1995, where he worked until his appointment to the bench. He has significant civil experience, on behalf of both plaintiffs and defendants, handling cases involving personal injury, employment discrimination, breach of contract, civil rights, environmental and land use, asset forfeiture, civil fraud and enforcement.

Prior to his appointment, Judge Newman served as a mediator on the Eastern District of California's Early Neutral Evaluation and Voluntary Dispute Resolution Programs. Judge Newman is the ADR Judge for the Sacramento Division of the Eastern District of California, and is a member of the Ninth Circuit's ADR Committee.



W. Anthony Park Thomas Williams & Park LLP

W. Anthony Park is of counsel with the Boise law firm of Thomas, Williams & Park LLP, where he limits his practice exclusively to mediation/arbitration work. Prior to his focus on mediation/arbitration, Mr. Park practiced as a civil litigator in Idaho over 35 years. He is a former Attorney General of the State of Idaho. He received his B.A. degree from the University of Idaho and his J.D. degree from the University of Idaho College of Law. Mr. Park is on the approved mediator list for the Idaho Supreme Court and the United States District Court, the American Arbitration Association list of approved neutral arbitrators and is a member of the Idaho Mediation Association.

Mr. Park has been a long-time participant in amateur theatre, beginning at the University of Idaho, where he minored in drama and acted in many shows. In Boise, he has participated in a number of community theatre productions, some of which are Merlyn in "Camelot" at the Morrison Center; the Duke of Norfolk in "A Man For All Seasons," Boise Little Theatre; prosecutor James H. Hawley in "The Gate on Second Avenue," a local production of the "Trial of the Century", i.e., the Big Bill Haywood trial (in which Gary Anderson played the role of Clarence Darrow). He also played the southern prosecuting attorney in the recent Boise production of "The Exonerated", the story of several U.S. citizens wrongfully convicted of capital murder.

Mr. Park is a former member of the Board of Directors for: Radio Free Europe/Radio Liberty (1977-1982); American Lung Association (1978-1991); Boise Contemporary Theatre (1999-2003); and the American Civil Liberties Union (A.C.L.U.) of Idaho (1994-1998).

Mr. Park is married to Gail Chaloupka, and has three children, Susan Park, Adam Park and Patricia Park Woytko.



Jerry D. Reynolds Deputy, Idaho Attorney General

Jerry D. Reynolds graduated from the University of Utah College of Law in 1973. Since then he has worked all of his legal career in Eastern Idaho and Utah until August 2011, when he commenced working for the Idaho Attorney General assigned to the Idaho Transportation Department in Boise, where he serves as staff counsel for Idaho Department of Transportation. His principle work there is in the area of real estate condemnations, contract administration, and assisting as state agency counsel.

Prior to then, he worked for the Utah Attorney General as staff attorney for the Utah Department of Highways, and in private practice. He has served as a trial judge for Idaho's Seventh Judicial District, Magistrates Division from 1976 through 1990. He worked as private legal counsel in the Idaho Falls area for 10 years.

Mr. Reynolds has served as a court mediator in Utah from 2000 to 2011, and is a graduate of the Utah court-sponsored Court mediation program in general civil litigation and in family law, a 75 hour training and education program.

Mr. Reynolds is a past member of an Idaho Rotary Club, including serving as Club President. He served for over 10 years on the Fremont County, Idaho Planning and Zoning Commission, as Chairman for several years, and has worked as a softball umpire for the Amateur Softball Association for over 30 years.



Cathy R. Silak Dean, Concordia College of Law

Cathy R. Silak serves as Dean of Concordia University's School of Law, soon to be opened in Boise, Idaho. She joined the university in 2008 after serving as President and CEO of the Idaho Community Foundation, a statewide public charity based in Boise, since 2004. Prior to 2004, she was a Partner with Hawley Troxell Ennis & Hawley from 2001 to 2004.

Dean Silak was the first woman in Idaho appointed an appellate judge in 1990 and was appointed to the Idaho Supreme Court in 1993, serving until 2000. She was awarded the prestigious Distinguished Lawyer Award from the Idaho State Bar on July 14, 2010.

Dean Silak holds a BA in both Sociology and French Literature from New York University. She received her MA in City Planning from Harvard University and her J.D. from the University of California School of Law. Dean Silak went on to earn her LL.M. degree from University of Virginia Law School in 1995.

Dean Silak lives in Boise, Idaho, and is married to Nicholas G. Miller. She and Mr. Miller's adult children are, daughter, Hartley; son, Michael; and daughter and son-in-law Martha and John Chalfant.



Judge N. Randy Smith United States Court of Appeals for the Ninth Circuit

Ninth Circuit Judge N. Randy Smith was appointed in February 2007 to the Ninth Circuit Court of Appeals, which hears appeals from the federal district courts in Alaska, Arizona, California, Guam, Hawaii, Idaho, Montana, Nevada, Oregon and Washington, and the northern Mariana Islands.

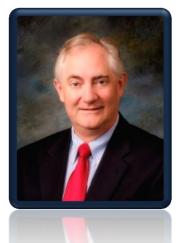
Judge Smith is highly qualified to serve on the Ninth Circuit, having served as a respected state judge for more than a decade. His nomination enjoyed strong bipartisan support. The American Bar Association unanimously rated Judge Smith "Well Qualified" – its

highest possible rating. Judge Smith was recently appointed to a four-year term on the Ninth Circuit's Alternative Dispute Resolution Committee.

Judge Smith has valuable experience as a corporate lawyer, appellate and trial litigator, and professor in addition to his service on the bench. As a trial judge, Judge Smith presided over more than 6,000 civil and criminal cases, including more than 50 trials and 100 appeals. He is well known for his excellent mediation skills, having mediated over 700 state and federal cases during his judicial career.

Judge Smith received his law degree from Brigham Young University Law School in 1977, and then worked as counsel for the J.R. Simplot Company. He specialized in handling corporate, business, and tax law matters. From 1982 to 1995, Judge Smith practiced as a civil litigator with the law firm of Merrill & Merrill, focusing on corporate civil litigation and insurance defense cases. As part of his appellate work, he argued two cases before the Ninth Circuit.

Judge Smith is dedicated to serving his community in many capacities. He served as an adjunct professor in the management and political science departments of Idaho State University, where he has taught courses in business law, legal environment, and judicial process. He previously taught accounting classes at Boise State University and Brigham Young University. Judge Smith has contributed significant service as a leader in several community organizations, including the Gate City Rotary Club and the Boys Scouts of America.

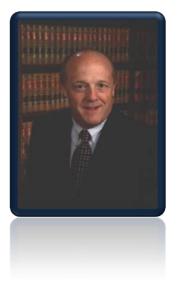


Alan C. Stephens Thomsen Stephens Law Offices

Alan Stephens was trained as a mediator in 2002 through the Northwest Institute for Dispute Resolution at the University of Idaho Law School. After his initial training he has completed courses in Advanced Civil Mediation through the Northwest Institute for Dispute Resolution in 2004, 2006, 2008 and 2011. He has served as a mediator in over 100 cases in areas such as construction, real property, personal injury, breach of contract, product liability, stockholder actions, age discrimination, etc.

Mr. Stephens has over 33 years of litigation experience in such areas as business, product liability, personal injury, construction, real

property, breach of contract, and employment. He has represented both plaintiffs and defendants in litigated cases, including many that have been argued before the Idaho Supreme Court. He is a recipient of the Idaho State Bar Professional Conduct Award and served as a lawyer Representative to the Federal Courts for the Idaho State Bar for 3 years. He served two four year terms on the professional conduct board of the Idaho State Bar. He is licensed to practice law in the State and Federal Courts of Idaho and Wyoming. He received his Juris Doctorate degree from the University of Idaho in 1978 and the Bachelor of Arts from Brigham Young University in 1975



P. Craig Storti Vice-President of Litigation and Claims URS Corporation

Craig Storti is currently Vice-President of Litigation and Claims for URS Corporation, Energy & Construction, and in that position manages construction and other litigation or disputed claims involving the Corporation. Before assuming his present position, Mr. Storti was a litigation partner in the Boise, Idaho based law firm of Hawley Troxell Ennis & Hawley. Mr. Storti was associated with the Hawley Troxell firm for almost 30 years, serving as managing partner of the firm for 13 years, and headed the construction law practice group in the firm.

Mr. Storti is a commercial and construction arbitrator and mediator for the American Arbitration Association, and is a member of the Association's Panel of Large Complex Construction Case Arbitrators. He has also served as Chairman of the Dispute/Claims Review board for the Idaho Transportation Department. In almost 20 years as a mediator and arbitrator, Mr. Storti has served as mediator in over 35 mediations, and has acted as an arbitrator (either sole or as member of a panel) in 25 arbitrations.

Mr. Storti is a member of the Idaho and California State Bar Associations. He is also a fellow in the American College of Construction Lawyers, and the American College of Trial Lawyers.



Judge Mikel H. Williams U.S. Magistrate Judge, District of Idaho

Mikel H. Williams is a United States Magistrate Judge for the District of Idaho. He graduated from the University of Idaho College of Law in 1969. After law school, Judge Williams received a commission in the United States Army, Judge Advocate General Corps. After serving four years of active duty, Judge Williams returned to Boise with a position as an Assistant United States Attorney.

In 1977, he left the United States Attorney's Office and became a partner in the Boise law firm of Collins, Manly & Williams. In 1984, Judge Williams was appointed as the first full-time United States Magistrate Judge for the District of Idaho. Since retiring in 2008, Judge

Williams has served on recall status assisting the Court by drawing cases, conducting settlement conferences, and serving on various Court committees. While on recall status, Judge Williams helped establish the START Court (Success Through Assisted Recovery and Treatment) program in Boise, Moscow, and Pocatello to assist certain selected individuals serving the supervised release part of their sentences. Judge Williams has participated in mediation training sponsored by the Federal Judicial Center at Tulane University and various programs within the District of Idaho.

Judge Williams is a past chairman of the Ninth Circuit Magistrate Judges Association; a past member of the Ninth Circuit Defenders Committee; past Chairman and current member of the Local Rules Committee for the United States District Court, District of Idaho; a member of the American Inns of Court, a past member of the Advocate Editorial Board of the Idaho State Bar, and a member of the steering committee of the Idaho State Bar's Idaho Academy of Leadership for Lawyers ("IALL"). Judge Williams holds the rank of Lieutenant Colonel, Retired, in the United States Army Reserves.

He and his wife Lorette have two children and four grandchildren. His hobbies include white water rafting, sailing, and skiing.