

ONE MEDIATOR

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Temecula, CA 92590

Curriculum Vitae

of One Mediator Matthew W. Argue



Mediation allows the parties to stop fighting and start focusing on the underlying interests (or real reason) for the dispute. Often mediation results in innovative solutions, which not only resolve the dispute but create opportunities for future relationships and new ideas that would not have happened outside of mediation.

– *Matthew W. Argue*

Overview After practicing as a trial lawyer involved in hundreds of mediations and arbitrations in Southern California for 15 years, Matthew W. Argue incorporated his own mediation company, “One Mediator,” focusing on real estate, insurance, and construction defect mediation and arbitration. Mr. Argue was an associate and then Partner with the San Diego law firm of Procopio, Cory, Hargreaves and Savitch LLP from 1989 to 2001. In 1997, he became the head of the construction litigation department for the firm.

Mr. Argue represented both large developer defendants and plaintiffs in construction defect cases. Some of his more notable cases are: (1) representation of plaintiffs in the largest verdict at that time in San Diego County for a single-family residential construction defect case (\$2.5 million), (2) representation of 84 plaintiffs in *AAS v. Superior Court* which was appealed to the California Supreme Court and changed the recovery of damages in construction defect cases, (3) representation of 300 plaintiffs in *Marshall v. The Baldwin Company et al.* for construction defect damages totaling over \$25 million, and (4) representation of state-wide developer, The Grupe Company, in defense of construction defect cases throughout State of California.

Mr. Argue has been a full-time mediator since 2004. He has over 20 years of experience in complex construction dispute mediation and arbitration matters. He began his mediation training as a mediation extern for a distinguished Federal District Court Judge Lawrence Irving (Ret.), after which he obtained his Mediator’s Credential from the National Conflict Resolution Center in San Diego and completed Pepperdine Law School’s Straus Institute for Dispute Resolution mediator training programs focusing on “Mediating the Litigated Case” and “Mediating Complex Construction Disputes.” Mr. Argue has furthered his mediation experience by co-mediating or observing prominent mediators, including Randall Wulff, Esq., Ross Hart, Esq., Craig Higgs, Esq. Scott Marcus, Esq. and Judge Herbert Hoffman (Ret.). Mr. Argue has successfully mediated over 200 construction cases to settlement.

Business Mediator: 2004–Present
One Mediator – Carlsbad, CA

Attorney at Law: 1988–2001
Procopio, Cory, Hargreaves & Savitch – San Diego, CA

- Partner at 75 lawyer law firm
- Litigator—real estate, insurance, and construction defect
- Prosecution of construction defect cases, including high end custom single family residences, large mass tract single family developments, commercial and hotel properties, and condominium associations
- Litigation experience also includes insurance bad faith/Cumis counsel issues, mechanic's liens, landlord and tenant, real estate fraud cases, broker/agent disclosure laws, insurance law, and condemnation law

Administrative Assistant to Member of Parliament (“MP”): 1986
House of Commons – London, England

Education Mediation Externship: April–Dec. 2004
Honorable J. Lawrence Irving (Ret.) – San Diego, CA

- Observation of retired Federal District Court Judge mediation practice

Calvary Chapel Bible College: 2001–2003
Murrieta, CA

University of Southern California Law Center (Juris Doctorate): 1986–1989
Los Angeles, CA

San Diego State University (Bachelor of Arts, Cum Laude): 1982–1986
San Diego, CA

**Mediation
Panels**

AMCC, Construction and Real Estate Mediator with Ross Hart, Esq.

American Arbitration Association Complex Commercial and Construction Mediation Panel

AAA Construction and Real Estate Mediation Panel

Construction Dispute Resolution Services, LLC, Construction Mediator

San Diego Superior Court Mediation Panel

Vista Superior Court Two Attorney Pro Tem Settlement Judge

Riverside County Bar Association Dispute Resolution Services (“DRS”) Mediator

Riverside Superior Court Mediation Panel

Los Angeles Superior Court Mediation Panel

***Arbitration
Panels***

American Arbitration Association, Commercial and Construction Arbitrator

Arbitrator for the California State License Board

Construction Dispute Resolution Center, LLC, Construction Arbitrator

San Diego County Bar Association Attorney Fee Arbitrator

Riverside County Bar Association Dispute Resolution Services (“DRS”) Arbitrator

***Professional
Affiliations***

American Bar Association’s Dispute Resolution Section

ABA Forum on the Construction Industry

Chairman of Real Estate Section of the Bar Association of North San Diego County (2006–2007)

Bar Association of North San Diego County’s Alternative Dispute Resolution and Real Estate Sections

San Diego County Bar Association’s Alternative Dispute Resolution and Construction Law Sections

Southwest Riverside County Bar Association, Board Member (2007)

Justice Ted Todd Inn of Court, Board Member (2007–2008)

Fiorenzo V. Lopardo Inn of Court

Riverside County Bar Association

California Dispute Resolution Council

***Professional
Licenses***

California State Bar, Bar # 145134, 1989

Nevada State Bar, Bar # 6889, 1999

Colorado State Bar, Bar # 031418, 1999

Texas State Bar, Bar # 24029121, 2000

Washington State Bar, Bar # 30386, 2001

California Real Estate Broker, 2006

Speaking Engagements

Vendome Construction Super Conference, Panel Speaker, 2009

West Coast Casualty Annual Construction Defect Conference, Panel Speaker, 2000, 2001, 2007, 2008, and 2009

Fiorenzo V. Lopardo Inn of Court, “Mediation Techniques,” 2009

Justice Ted Todd Inn of Court, “Mediation Insights”, Panel Speaker with Judge Lawrence Irving (Ret.), 2008

Orange County Bar Association’s ADR and Construction Law Sections, “Use of Mediation in Construction Defect Cases – What You Can Do To Make It Settle – Insights from Top Mediators,” Panel Speaker with Alexander Robertson and Alex Polsky, 2007

San Diego County Bar Association’s Construction Law Section, “How to Fast Track a Construction Defect Mediation,” Panel Speaker with Judge Stephen Sundvold and Judge Robert May, 2006

Bar Association of Northern San Diego County, “Effectively Resolving Construction Defect Cases,” Panel Speaker with Judge Stephen Sundvold and Judge Ronald Styn, 2006

San Diego County Bar Association’s Construction Law Section, “Mediation of Construction Defect Cases,” Panel Speaker with Mediator/Attorney James Chodzco, 2005

Mealy’s Annual Construction Defect Conference, Panel Speaker, 2000

San Diego County Bar Association, Panel Speaker, “Impact of AAS v. Superior Court on Construction Defect Litigation,” 2000

Orange County Bar Association, Panel Speaker, “Aftermath of AAS v. Superior Court,” 2000

Clark County Bar Association, Panel Speaker, “Pursuing Construction Defect Cases – Plaintiff’s Perspective,” 2000

Publications

American Inn’s of Court Magazine, The Bench, *Balancing Work and Life after Two Types of Cancer*, 2010

American Arbitration Association’s Dispute Resolution Journal, *Do’s and Don’ts of Representing Clients in Mediation*, August/October 2009

Los Angeles Daily Journal, *Mandatory Settlement Conferences Save Court’s Time*, Resources, 2009

Los Angeles Daily Journal, Business, *Private Life Collide in Luxury-Home Mediations*, 2007

North County Lawyer, *Mediation of Luxury Home Construction Defect Cases*, 2007

Los Angeles Daily Journal, *Renovating Recovery: In the wake of the California Supreme Court's 'Aas' decision, construction defect plaintiffs may have to rethink damage claims*, 2001

Nevada Lawyer, *The Economic Loss Rule and Construction Defect Litigation*, 2000

Condo Management Magazine, *The Economic Loss Rule: A Potential Nightmare for HOAs and Homeowners*, 1998

Condo Management Magazine, *Stigma Loss a Real Issue for Homeowners*, 1998

National Law Journal, *Agents Now are Liable to Buyers*, 1995

Continuing Education

American Arbitration Association's Advanced Mediation Techniques, 2010

American Arbitration Association's ICDR Neutrals Conference, 2009

Construction Super Conference, San Francisco, CA, 2008

National Conflict Resolution Center, "Mediator Jeopardy," 2008

Los Angeles Superior Court ADR Committee Mediation Training on "Overcoming Impasse," 2007

American Arbitration Association's Construction Mediation Conference, 2007

American Arbitration Association's ACE Training for Construction Panel Arbitrators, 2007

Arbitration Mediation Conciliation Center ("AMCC") Arbitrator Training for the California State License Board, 2007

American Arbitration Association Program on "Complex Construction Arbitration," 2006

Construction Dispute Resolution Services' Training Program in the Theory, Practice and Rules of Dispute Review Board, 2006

Construction Dispute Resolution Services' Training Program in the Theory, Practice and Rules of Arbitration, 2006

International Academy of Mediators Conference, "Meeting of the Minds," 2005

National Conflict Resolution Center, Mediator Credentialing Program, 2005

Pepperdine Law School's Straus Institute for Dispute Resolution mediation training program: Mediating Complex Construction Disputes, 2005

Pepperdine Law School's Straus Institute for Dispute Resolution mediation training program:
Mediating the Litigated Case, 2004

National Conflict Resolution Center, Mediators Training, 2004

***Community
Service***

KAIROS – Donovan Prison Ministry
2005–2011, Board Member (2007–2008)

Boys and Girls Club, San Diego
Board Member, 1999–2001

Family Support Foundation
Mentor for Teenager, 1997–1998

The Wellness Community, San Diego
Club Wellness Board Member, 1993–1994

San Diego League,
Board Member, 1990–1994

Commonwealth of Massachusetts “Upward Bound” Program
Counselor, Summer 1987

***Special
Interests***

My wife and two boys

Travel and Golf Abroad

*England, Ireland, Scotland, Wales, France, Italy, Spain, Germany, Austria, Switzerland, Greece,
Yugoslavia, Hungary, Russia, Denmark, Sweden, Norway, Netherlands, Israel, Canada, Mexico,
and Hawaii*

