



CIRCUIT COURT OF ST. LOUIS COUNTY
STATE OF MISSOURI

NEUTRAL QUALIFICATION FORM
Pursuant to Local Rule 38

I am applying for inclusion on the list of neutrals to be maintained by the Circuit Clerk pursuant to Local Rule 38 of the Circuit Court of St. Louis County. The following information is supplied in support of this application.

1. Name: Cundiff, Ellsworth
(Last) (First) (Middle)
2. Address: USA&M
720 Olive St. , Suite 2020
St. Louis Mo 63101
(City) (State) (ZIP+4)
3. Telephone Number: 314/231-4642
4. Facsimile Number: 314/231-0137
5. State the standard hourly fee for your services as a neutral. \$250
As a neutral through USA&M
(plus \$200/party
administrative fee)
6. List your appropriate training or equivalent experience in conducting alternative dispute resolution as required for certification under Supreme Court Rule 17.04.
Neutral training Univ. of Mo- Aug 11 & 12 1995;
Advanced Mediation training USA&M 2002;
7. Please list all areas of substantive law or experience which are or have been a significant part of your professional background or practice.
General Practice of law for 30 years
Circuit Judge , st. Charles county 1996-2002
Senior Circuit Judge 2003-

8. [If the answer to any of the following questions is yes, please explain the circumstances on a separate sheet and attach.]

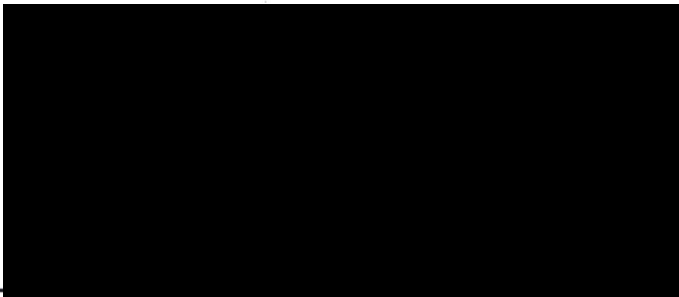
- a. Have you ever been disciplined for violation of any code of professional ethics or responsibility? No
- b. Have you ever pled guilty to or been found guilty of a felony? No
- c. Have you ever been found liable for fraud or any other intentional tort? No
- d. Have you ever had a professional license revoked or suspended for reasons other than non-payment of dues? No
- e. Have any professional malpractice judgments been entered against you? No

9. List the courts and professional organizations in which you currently hold certifications as a neutral, mediator, arbitrator, or other ADR service provider.

Previous to taking Bench in 1996 United States Dist. Court for Eastern Dist. of Mo; St. Charles County Circuit Court Mediator List

10. In the space below, briefly describe your experience, qualifications, special areas of expertise, and any other reasons why you should be selected as a neutral.

See attached.


(Signature)1/15/03

(Date)

THIS FORM WILL BE MADE AVAILABLE TO THE PARTIES TO ASSIST THEM IN CHOOSING A NEUTRAL.

Ellsworth (Elic) Cundiff



**Mediator, United States Arbitration & Mediation
Midwest, Inc., St. Louis, Missouri**

Education: BA 1961; JD St. Louis University, 1969;
Advanced courses at National Judicial College, Reno
Nevada; Mediation training at University of Missouri;
Advanced Mediator training at United States Arbitration
and Mediation, 2002.

Accomplishments: Senior Circuit Judge 2003; Circuit
Judge, 11th Judicial District 1997 – 2002; Presiding Judge
11th Judicial Circuit 1999 – 2000; Appointed to sit on
Missouri Supreme Court to hear cases as special judge;
Admitted to practice before the U.S. Supreme Court; St.
Charles County Counselor 1983 – 1985; thirty years in
private practice of law with extensive experience in the
trial of civil cases, including personal injury, contractor
liability, title disputes and contract cases; Co-lead counsel
in ADA class action suit resulting in building of new
courthouse and administrative building in St. Charles
County and lead counsel in class action ADA suit resulting
in building of new courthouse in Warren County; Lawyer
for Lake St. Louis Community Association for eleven years;
General Counsel for local St. Charles Bank; member of
the Missouri Bar; member of the St. Charles County Bar;
member Bar Association Metropolitan St. Louis; private
pilot; United States Coast Guard Captain.

For more information contact:

USA&M Midwest, Inc.,

720 Olive - Suite 2020 St. Louis, MO 63101

314-231-4642 (fax) 314-231-0137

(800) 844-4237

info@usam-midwest.com

www.usam-midwest.com



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Accomplishments: Senior Circuit Judge 2003; Circuit Judge, 11th Judicial District 1997 – 2002; Presiding Judge 11th Judicial Circuit 1999 – 2000; Appointed to sit on Missouri Supreme Court to hear cases as special judge; Admitted to practice before the U.S. Supreme Court; St. Charles County Counselor 1983 – 1985; thirty years in private practice of law with extensive experience in the trial of civil cases, including personal injury, contractor liability, title disputes and contract cases; Co-lead counsel in ADA class action suit resulting in building of new courthouse and administrative building in St. Charles County and lead counsel in class action ADA suit resulting in building of new courthouse in Warren County; Lawyer for Lake St. Louis Community Association for eleven years; General Counsel for local St. Charles Bank; member of the Missouri Bar; member of the St. Charles County Bar; member Bar Association Metropolitan St. Louis; private pilot; United States Coast Guard Captain.

For more information contact:

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www.usam-midwest.com

January 16, 2003

Joan Gilmer
Clerk, Circuit Court of St. Louis County
7900 Carondelet
St. Louis, MO 63105


RE: Neutral Qualification Form

Dear Madam/Sir:

We have enclosed the completed Neutral Qualification Form for Judge Ellsworth Cundiff.

If you have any questions or require any additional information, please do not hesitate to contact our office.

Very truly yours,

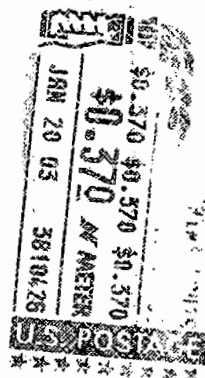

Michael S. Geigerman

MSG/sms
Enclosure
C: Hon. Ellsworth Cundiff



Midwest, Incorporated

Suite 2020
720 Olive Street
St. Louis, Missouri 63101



RECEIVED

Joan Gilmer
Clerk, Circuit Court of St. Louis County
7900 Carondelet
St. Louis, MO 63105

JOAN M. GILMER
CIRCUIT CLERK, ST. LOUIS COUNTY

63105+1766 20

