

ALLEN J. (“A.J.”) KROUSE, III

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LEGAL EXPERIENCE:

Over 25 years as a litigation partner including extensive jury trial experience, advising clients in the course of defending, prosecuting, and settling litigation, including pre-litigation risk analysis, conducting or directing internal investigations; negotiating with governmental agencies in connection with administrative proceedings and investigations; conducting alternative dispute resolution (ADR) proceedings; managing electronic discovery (ESI) and database management. Awarded the “AV” rating by the Martindale Hubbell Law Directory. Named to the 2007, 2008 and 2010 Louisiana Super Lawyers’ List by *Louisiana Life* Magazine. Featured in *Forbes* magazine on May 19, 2008.

FRILLOT L.L.C., New Orleans, Louisiana
Litigation Partner 1995 - Present

Mr. Krouse is the practice area coordinator for Frilot’s e- Discovery Practice Group which offers clients innovative and pragmatic advice on managing electronically stored information (ESI) in class actions and other complex litigation. Mr. Krouse assists clients in drafting corporate ESI document preservation and retention policies and litigation “hold orders.” The primary objective is to manage e-discovery effectively, efficiently and with minimum disruption to the client’s business function. Mr. Krouse’s extensive experience and training in complex document-intensive litigation coupled with his technical knowledge of modern IT functions, forensic issues and litigation support systems, offers clients manageable and cost-effective solutions to their most vexing e-discovery issues. He has worked closely with firm clients in developing “best practices” and cost saving measures for implementing an electronic document review. This would include drafting requests for proposals (RFP) to ESI vendors and forensic computer experts to manage the ESI collection process in specific cases.

Extensive trial experience in complex civil and environmental litigation, including catastrophic matters in state and federal class actions that include refinery explosions, tank car chemical releases, crude oil spill/remediation, scaffolding collapse, toxic tort, environmental contamination (NORM), exposure injuries, property damage, fraud, breach of contract and punitive damages.

Civil practice includes general liability (GL), premises liability, property damage and business interruption, including related contractual indemnity and insurance coverage issues.

Products liability experience includes representation of several major manufacturers involving products such as ladders, scaffolding, saws, pumps, motors, valves, ink and blood products.

Employment litigation practice includes representing employers in discrimination claims for age, gender, disability, race, religion, and sexual harassment, and handling EEOC charges and other administrative complaints through the administrative and judicial process in state and federal courts. Advise clients on human resources issues and developing employment-related agreements, and employee policies and procedures.

LEMLE & KELLEHER, New Orleans, Louisiana
Litigation Partner 1985 - 1994

Extensive legal experience with a wide variety of litigation matters in both state and federal courts litigating cases under state, federal, and general maritime law. Special emphasis on representation of energy clients in offshore drilling, exploration and production cases.

U.S. DISTRICT COURT, EASTERN DISTRICT OF LOUISIANA, New Orleans, Louisiana

Federal Judicial Extern 1983 - 1984
Federal Judicial Clerk 1984 - 1985
U. S. District Judge (now Senior District Judge) A. J. McNamara

Review pleadings and motions; draft jury charges, bench briefs, opinions and court orders.

PHELPS DUNBAR, New Orleans, Louisiana
Summer Associate 1982

Draft legal memoranda, motions for summary judgment, motion in limine and jury charges.

BAR MEMBERSHIPS:

<u>COURT</u>	<u>DATE OF ADMISSION</u>
Supreme Court of Louisiana	October 5, 1984
U. S. District Court Eastern District of Louisiana	September 11, 1985
U. S. District Court Middle District of Louisiana	October 30, 1987
U. S. District Court Western District of Louisiana	October 30, 1987
U. S. Court of Appeals Fifth Circuit	January 6, 1986
U. S. Supreme Court	May 29, 1989

MILITARY:

- Commissioned as a Second Lieutenant, Regular Army, U. S. Military Police Corps (May 1977)
- Graduate, United States Army Military Police School Officers' Base Course, Ft. McClellan, Alabama (August 1977)
- Graduate, United States Army Transportability School, Ft. Eustis, Virginia (October 1978)
- Platoon Leader and Executive Officer, 293rd Military Police Company, Fort George G. Meade, Maryland (August 1977 - April 1979)

- Adjutant, 519th Military Police Battalion (STRAF), Fort George G. Meade, Maryland (April 1979 - September 1981)
- Awarded the Army Commendation Medal; Humanitarian Service Medal for meritorious achievement; Army Commendation Medal (First Oak Leaf Cluster) for meritorious service (1981)
- Honorable discharge - Captain U.S. Army (September 1981)

ALTERNATIVE DISPUTE RESOLUTION EXPERIENCE:

- Fellow, College of Commercial Arbitrators (CCA) – Austin, Texas
- Arbitrator - International Centre for Dispute Resolution, ICDR Panel of Neutrals – New York, NY
- Arbitrator - CPR Panel of Distinguished Neutrals, New York, NY
 - CPR’s E-Discovery Panel of Distinguished Neutrals
 - CPR’s Insurance-Policyholder Coverage Panel of Distinguished Neutrals.
- Arbitrator - American Health Lawyers’ Association Alternative Dispute Resolution (ADR) Service - Washington, D.C.
- Arbitrator - The Chartered Institute of Arbitrators (International Arbitration & Mediation Center, London, England (MCI Arb Designation No 022054)
- Member - Panel of Neutrals, American Arbitration Association (AAA) - Commercial and Employment Panels - New York, NY
- Arbitrator - World Intellectual Property Organization (WIPO) Arbitration and Mediation Center - Geneva, Switzerland
- Member - Panel of Arbitrators and Mediators, National Arbitration and Mediation (NAM) – Garden City, New York
- Arbitrator - FINRA Dispute Resolution - New York, NY
- Mediator/Arbitrator - Perry Dampf Dispute Solutions - Baton Rouge, LA
- Arbitrator - National Arbitration Forum - Minneapolis, MN
- Panelist for Louisiana First Circuit Court of Appeal Mediation Program - Baton Rouge, LA
- Panelist for Civil District Court, Parish of Orleans Pilot Mediation Program - New Orleans, LA
- Certified as a civil mediator pursuant to La. R. S. 9:4106 and listed on the 2009 Louisiana Mediator Registry
- Served as an arbitrator and mediator in numerous matters involving securities, commercial, employment, healthcare and personal injury actions.

ALTERNATIVE DISPUTE RESOLUTION TRAINING:

- ACR/ACMI: The Use of Neuroscience and Neuro-Linguistics in Resolving Disputes, Atlanta GA, October 2009
- The Chartered Institute of Arbitrators International Commercial Arbitration Training Program (Fellowship), New Orleans, October, 2009
- ACR/ACMI: Innovation in Commercial Mediation, Austin, TX 2008
- American Health Lawyers’ Association - Arbitrator Training – Chicago, Ill. June 2007
- ICDR International Symposia in Advanced Case Management Issues, Washington, D.C., November 2006
- Association of Attorney– Mediators Advanced Attorney-Mediator Training, Houston, TX, November 2006
- ICC International Commercial Dispute Resolution – “Understanding the ICC System” Charleston, SC, March 2006
- ICDR International Symposium, New York, NY 2006
- Association of Attorney Mediators, Advanced Mediator Training, New Orleans, 2006

- Louisiana State Bar Association Training - "Getting Results in Mediation: Understanding Roles and Responsibilities," New Orleans, Louisiana, April 2005
- Association of Attorney-Mediators Annual Meeting and Advanced Attorney-Mediator Training, New Orleans, Louisiana, April 2005
- AAA Training - Dealing with Delay Tactics, New Orleans, Louisiana, March 2005
- National Arbitrator Forum Conference, Houston, Texas, November 2004
- NASD Arbitrator Training and Chairperson's Course, Boca Raton, Florida, September 2004
- AAA Arbitrator Ethics & Disclosure, Louisiana, March 2004
- AAA Neutrals' Conference, Scottsdale, Arizona, January 2003
- AAA Arbitrator II Advanced Case Management Issues, Miami, Florida, January 2002
- AAA Mediator Conference, New Orleans, Louisiana, March 2001
- AAA Employment Arbitrator Training, New York, New York, December 1999
- AAA Commercial Arbitrator Training, New Orleans, Louisiana, February 1999
- Faculty, AAA Mediator Training, New Orleans, Louisiana, March 1994
- AAA Mediator Training, Louisiana, March 1993
- Various other ADR trainings

EDUCATION:

LOYOLA UNIVERSITY SCHOOL OF LAW, New Orleans, Louisiana
J.D. 1984 (Top 15%)

Honors and Activities:

- Moot Court Board 1983-1984
- National Moot Court Team Administrator
- Teaching Assistant – Legal Research and Writing
- Awards for highest grades in Constitutional Law and Federal Courts

LOYOLA UNIVERSITY, New Orleans, Louisiana
B.A. (Magna Cum Laude) 1977

- Recipient, Four-year Army ROTC Scholarship, 1973
- Member, Alpha Sigma Nu, National Jesuit Honor Society 1977
- Distinguished Military Graduate, 1977
- President, Phi Kappa Theta Fraternity, 1976-1977

PUBLICATIONS:

- Co-author, "A Complaint Based on Rumors: Countering Frivolous Litigation," *LOYOLA LAW REVIEW*, vol. XXI, no. 2, p. 221, Spring 1985
- Co-author, "Satellite Imagery - The Space Odyssey Arrives in the Courtroom," For The Defense. The Defense Research Institute, Inc., June 2000

PRESENTATIONS:

- "Satellite Imagery: The Space Odyssey Arrives in the Courtroom" presented to Thomas More Inn of Court, March 2000

- “Satellite Imagery: The Space Odyssey Arrives in the Courtroom” presented to American Bar Association – Litigation Committee, New York, NY, July 2000
- “Satellite Imagery: The Space Odyssey Arrives in the Courtroom”, First International Conference on State of Remote Sensing Law, April 2002, National Remote Sensing and Space Law Center at the University of Mississippi School of Law
- “Handling a Chlorine Leak of a Tank Car in an Urban Area (And The 26 Class Action Lawsuits That Followed!)” - Chlorine Institute, Speaker, St. Louis, Missouri, November 2005
- “Discovery and Litigation Tactics” presented to Thomson West Westlaw National Sales Meeting, Scottsdale, Arizona, February 2, 2007
- U.S. – Japan Geoenvironmental Engineering Workshop, Speaker, New Orleans, LA, March 7-9, 2008
- “Hurricane Katrina and “The 2005 Murphy Oil Spill”, Speaker, Natural Gas Claims & Litigation Association, Annual Meeting, New Orleans, LA, April 2008
- “Proving Your Case with Computer Forensics”, National Business Institute, Baton Rouge, LA, May 2008
- “Managing Electronic Discovery”, Speaker, Louisiana State Bar Association (CLE – Orlando, FL 2009)
- “Managing Electronic Discovery”, Speaker, Natural Gas Claims & Litigation Association, Annual Meeting, Palm Desert, CAL.. April 2009
- “”Uncovering the Mystery of Computer Forensics for Paralegals,” Instructor, National Business Institute, Feb., 2009