

**MELINDA G. GORDON, ESQ.**  
**ARBITRATOR & MEDIATOR**  
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## ***PROFESSIONAL EXPERIENCE***

### **ARBITRATOR & MEDIATOR**

#### **Panels and Rosters:**

American Arbitration Association, Labor Panel  
American Arbitration Association Employment Panel  
American Arbitration Association Mediation Panel  
American Arbitration Association Workplace Investigation Panel  
American Arbitration Association, Storm Sandy New York Mediation Panel  
FMCS  
National Mediation Board  
MLB Players Association and Office of the Commissioner Salary Arbitrations  
Writers Guild of America and the Alliance of Motion Picture and Television Producers  
New York State Public Employment Relations Board  
NYS Education Department Teacher Discipline  
New York City Office of Collective Bargaining  
New Jersey PERC  
New Jersey PERC Special Disciplinary Arbitration Panel  
New Jersey State Board of Mediation  
1199 Internal Staff Disciplinary Arbitration Panel  
Westhampton Free Library & Westhampton Library Staff Association Panel  
Port Authority Employment Relations Panel of New York and New Jersey  
Pennsylvania Bureau of Mediation, DOL & Industry  
Pennsylvania Labor Relations Board  
Public Employees Relations Board U. S. Virgin Islands  
State of New York Unified Court System  
American Health Lawyers Association  
American College of e-Neutrals Panel  
U. S. District Court, Eastern District of New York  
FINRA Public Arbitrator  
Arbitrator for Union-Employer Elections  
Impartial Hearing Officer, NYC Department of Education IHO, Special Education  
Workplace Investigations on Title VI, VII, VIII, IX, and DASA  
Mediator, U. S. Bankruptcy Court, Southern & Eastern Districts of New York  
Mediator, New Jersey Courts Roster of Mediators  
Mediator, Storm Sandy, U. S. District Court, Eastern District of New York  
Mediator, Commercial Division, New York State Supreme Court

**SENIOR COUNSEL 1993-2013  
NEW YORK STATE UNITED TEACHERS, AFT, NEA, AFL-CIO**

Representation of unions and employees in the private and public sector on labor, employment, education, civil service, and constitutional law matters in federal and state courts, administrative agencies, and in arbitral forums. Advised members, staff, and union officers, including officers of the United Federations of Teachers (“UFT”) on a plethora of legal and policy issues including employee discipline, seniority, arbitration, defamation, duty of fair representation, strikes, discrimination, constitutional issues, pension, FOIL, ADA, HIPPA, FMLA and FLSA. Directed associates on case assignments.

**LABOR RELATIONS REPRESENTATIVE 1990-1993  
NEW YORK STATE NURSES ASSOCIATION**

Chief Negotiator of collective bargaining agreements on behalf of Registered Nurses employed at major New York City hospitals. Advised and represented Registered Nurses on labor, employment, and health care matters including medical and pension benefits, the enforceability of contract provisions and health and safety issues.

**ASSISTANT ATTORNEY GENERAL, LABOR BUREAU 1990  
NEW YORK STATE ATTORNEY GENERAL’S OFFICE**

Investigated and enforced New York State Labor Laws, including unemployment insurance, workers compensation, and health and safety violations. Civil and criminal prosecutions regarding minimum wage, overtime, and prevailing wage violations.

**STAFF ATTORNEY 1986-1990  
LEGAL AID SOCIETY OF NEW YORK CITY**

Representation of indigent defendants accused of criminal offenses from arraignment through trial, including grand jury presentations, hearings, and bench and jury trials. Representation of indigent defendants in administrative forums such as parole revocation hearings.

***ACADEMIC EXPERIENCE***

**ADJUNCT ASSOCIATE PROFESSOR, FALL 2013 TO PRESENT  
CORNELL ILR/CUNY MURPHY INSTITUTE**

Adjunct Professor for courses on Arbitration, Private Sector Labor and Employment Law, and Public Sector Labor Law

**GUEST LECTURER**

Cardozo School Of Law, ADR in the Workplace, Spring 2013, 2014  
Pace School Of Law, Labor And Employment Law, Spring 2018

## **EDUCATION**

BENJAMIN N. CARDOZO SCHOOL OF LAW, JD 1986

RUTGERS COLLEGE, RUTGERS UNIVERSITY, BA 1983  
Dual Major History, Labor Studies

## **BAR ADMISSIONS**

States of New York and New Jersey; U. S. District Courts for the Southern and Eastern Districts of New York; United States Court of Appeals, Second Circuit

## **PUBLICATIONS**

Author, ABA, "Supreme Court Dims the Lights on Plaintiffs' Rights to Class Action Arbitration in Lamps Plus," Fall 2019 <https://www.americanbar.org/groups/litigation/committees/alternative-dispute-resolution/articles/2019/fall2019-us-supreme-court-dims-the-lights-on-plaintiffs-rights-to-class-action-arbitration-in-lamps-plus/>

Author, ABA, "Supreme Court Justices Unanimous on Threshold Arbitrability Issue," Spring 2019 <https://www.americanbar.org/groups/litigation/committees/alternative-dispute-resolution/articles/2019/spring2019-us-supreme-court-justices-unanimous-on-threshold-arbitrability-issue/>

Author, ABA, "Arbitration Agreement Allowing for *De Novo* Review of an Award Deemed Unenforceable," Spring 2018 <https://www.americanbar.org/groups/litigation/committees/alternative-dispute-resolution/articles/2018/spring2018-arbitration-agreement-allowing-for-de-novo-review-unenforceable-award/>

Author, ABA, "Second Circuit Questions Arbitrator's Authority to Bind Absent Members to Class Arbitration," Fall 2017 <https://www.americanbar.org/groups/litigation/committees/alternative-dispute-resolution/articles/2017/fall2017-1117-second-circuit-questions-arbitrators-authority-to-bind-absent-members-to-class-arbitration/>

Contributing Author, ABA, FLSA Midwinter Report 2013 to Present

Contributing Author, ABA, FMLA Midwinter Report 2016 to Present

## **SPEAKING ENGAGEMENTS**

Panelist, NAA/FMCS 46th Annual Arbitration & Advocate Symposium, 2019

Panelist, New York City Bar, Just Cause Arbitration, 2014

Panelist, Cardozo Law School Labor and Employment Law Society, 2014, 2015

Moderator, NYC LERA "Arbitration: the Good, the Bad and the Ugly," 2013

New York City Bar Association, Trainer, Basic Mediation Training 2014

New York State Bar Association, Trainer, Commercial Mediation Training 2014

## ***DISPUTE RESOLUTION***

American Arbitration Association Higginbotham ADR Fellowship 2012

NYSBA Arbitration Mentorship Program

NJ State Mediation Board Mentorship Program

FMCS, Becoming a Labor Arbitrator

AAA/ACESIN Arbitrating in a Digital World: Management of Electronic Discovery

AAA Disaster Mediation Training

AAA Negotiating & Mediating Health Care Disputes

Southern District of New York Mediation Training

Eastern District of New York FLSA Mediation Training

New York State Bar Association Commercial Mediation Training

FINRA Arbitration Training

## ***PROFESSIONAL AFFILIATIONS***

Labor Employment Relations Association, President, NYC Chapter, 2014

Labor Employment Relations Association NYC Chapter Advisory Board, 2015 - Present

Labor and Employment Relations Association, NJ, Long Island and Philadelphia Chapters

NYC Bar Association, ADR Committee Member September 2013-2015

NYSBA Labor and Employment Section, Local and State Government Section

NYSBA, Dispute Resolution Section, committee member

NJSBA, Labor and Employment Law Section

ABA, Labor and Employment Section, ADR Section and Women in Dispute Resolution