

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

IN RE)	
)	
APPLICATION FOR INCLUSION ON COURT'S)	
REGISTER OF QUALIFIED MEDIATORS)	Gary U. Scharff
)	
)	

I, the undersigned, hereby apply for inclusion on the Register of Mediators Qualified for Service in the United States Bankruptcy Court for the District of Oregon. In making this application, I certify under penalty of perjury that all of the following information is true and correct:

1. I WILL FULLY COMPLY WITH THE RELEVANT PROVISIONS OF THIS COURT'S GENERAL ORDERS, LOCAL RULES, AND LOCAL FORMS, AND ANY MODIFICATIONS THERETO, RELATING TO MEDIATION.

2. I HAVE BEEN LICENSED UNDER THE LAWS OF OREGON IN THE PROFESSIONS LISTED BELOW (E.G., ATTORNEY, ACCOUNTANT, REAL ESTATE BROKER, APPRAISER, ENGINEER, ETC.) FOR THE NUMBER OF YEARS INDICATED:

Profession	Accrediting Organization	Years
Attorney	Oregon State Bar	6

3. I AM, OR HAVE BEEN, A MEMBER IN GOOD STANDING OF THE FOLLOWING ORGANIZATIONS:

Organization	Membership # Years	Number of	Active/Retired
Oregon State Bar	88303	6	Active
OSB Debtor-Creditor Section	--	3	Active
United States District Court for the District of Oregon	--	5	Active
United States Court of Appeals for the Ninth Circuit	--	3	Active

4. A GENERAL EXPLANATION OF MY EXPERIENCE IN EACH OF MY AFOREMENTIONED PROFESSIONS IS LISTED BELOW:

I have been an attorney since 1988, practicing primarily in the federal courts. My principal experience has been in commercial and business litigation with a focus during the last three years on corporate work in the areas of debtor-creditor and bankruptcy law.

5. I HAVE COMPLETED THE FOLLOWING OREGON STATE BAR CONTINUING EDUCATION MEDIATION TRAINING PROGRAMS:

Course	Hours	CLE Credits
Institute for Conflict Management, 2-Day Mediation Skills Training, June 8-9, 1994, Portland, OR	16 (est)	16 (est)

6. THE FOLLOWING IS A LIST OF OTHER COURT, STATE OR FEDERAL MEDIATION PROGRAMS I HAVE COMPLETED:

Court	Program	Hours
None		

7. THE FOLLOWING IS A GENERAL STATEMENT CONCERNING OTHER PERTINENT MEDIATION TRAINING I HAVE RECEIVED:

See response to Question 9.

8. THE FOLLOWING IS A BRIEF EXPLANATION OF MY PERTINENT BANKRUPTCY EXPERIENCE:

I have practiced primarily in the Chapter 11 area, representing debtors in possession as secured and unsecured creditors. I have participated in very large and complex cases, such as representation of The Boeing Company in the recent second Continental Airlines bankruptcy case (reorganization plan confirmed in April, 1993), as well as a variety of smaller cases in Portland and Seattle.

9. THE FOLLOWING IS A GENERAL EXPLANATION OF ANY OTHER PERTINENT EXPERIENCE I HAVE:

Prior to becoming an attorney, I practiced in partnership with a clinical social worker, doing specialized family counseling work that was primarily a mediation practice involving parties experiencing severe conflict. My nine-year counseling career involved many elements of the communication and conflict management skills emphasized in the OSB mediation training I recently completed.

10. I HAVE:

(a) never been suspended, disbarred or had any professional license revoked;

- (b) no pending proceeding to suspend or revoke any of my professional licenses; and
- (c) never been convicted of a felony.

11. THE FOLLOWING IS A LIST OF EACH OF MY PREVIOUS APPLICATIONS FOR INCLUSION ON ANY COURT'S MEDIATION REGISTER, AND AN EXPLANATION OF THE CURRENT STATUS OF EACH SUCH APPLICATION (E.G., PRESENT STATUS; CIRCUMSTANCES, AND DATE, OF ANY REMOVAL):

Application Date	Court	Present Status
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None

12. UNLESS FULLY DISCLOSED AND THE POTENTIAL DISQUALIFYING CIRCUMSTANCE WAS THEN WAIVED BY THE COURT AND ALL PARTIES, I WILL NOT ACCEPT APPOINTMENT AS A MEDIATOR IN ANY PROCEEDING OR MATTER UNLESS AT THE TIME OF APPOINTMENT I WOULD QUALIFY AS A "DISINTERESTED PERSON" AS DEFINED BY 11 U.S.C. 101; I WOULD NOT BE DISQUALIFIED PURSUANT TO 28 U.S.C. 455 IF I WERE A JUSTICE, JUDGE, OR MAGISTRATE; AND I KNEW OF NO OTHER REASON THAT WOULD DISQUALIFY ME AS A MEDIATOR.

13. I WILL IMMEDIATELY CONTACT THE COURT, AND ANY PARTIES FOR WHOM I HAVE ACCEPTED APPOINTMENT AS A MEDIATOR, UPON LEARNING I AM NO LONGER QUALIFIED TO SERVE PURSUANT TO THE PROVISIONS OF G.O. 93-1, OR THIS APPLICATION (E.G., DUE TO AN ADVERSE CHANGE OF CIRCUMSTANCES RELATING TO POINTS 10 OR 12).

14. THIS APPLICATION IS ACCOMPANIED BY A DISKETTE (WHOSE SIZE IS COMPATIBLE WITH THE COURT'S CURRENT HARDWARE) WHICH CONTAINS A TRUE COPY OF THIS APPLICATION IN A VERSION OF SOFTWARE ACCEPTABLE TO THE COURT.

Dated: July 25, 1994

Signature
Gary U. Scharff