



AAA Mediation.org™

## Robert B. Kuenzel

PO Box 607, 36 Adams Street, Chapmanville, WV 25508

<b>Professional Summary</b>	<ul style="list-style-type: none"><li>? Experienced trial lawyer. Conducted over 50 trials in civil and criminal matters.</li><li>? Representing clients in civil, criminal and administrative matters.</li><li>? Also representing local small businesses.</li><li>? Municipal attorney, Town of Chapmanville, 2009 – present; Town of Delbarton, 2021 - present.</li><li>? Former municipal judge, City of Logan.</li><li>? Recognized as expert witness in criminal law in West Virginia.</li></ul>
<b>Current Employer and Title</b>	Owner
<b>Mediation Profession</b>	Attorney
<b>Work History</b>	<p>MEDIATOR • KUENZEL LAW, PLLC • 10/2016 -- CURRENT</p> <ul style="list-style-type: none"><li>? Experienced mediator.</li><li>? Conducted approximately 275 mediations.</li><li>? See, AAA link below; also see, training below:</li><li>? <a href="https://www.aaamediation.org/find-mediator/mediator/4275190">https://www.aaamediation.org/find-mediator/mediator/4275190</a></li></ul> <p>ATTORNEY • KUENZEL LAW, PLLC • 11/2010 -- CURRENT</p> <ul style="list-style-type: none"><li>? Experienced trial lawyer. Conducted approximately 50 trials in civil and criminal matters.</li><li>? Representing clients in civil, criminal and administrative matters.</li><li>? Also representing local small businesses.</li><li>? Municipal attorney, Town of Chapmanville, 2009 – present; Town of Delbarton, 2021 - present.</li><li>? Former municipal judge, City of Logan.</li><li>? Recognized as expert witness in criminal law in West Virginia.</li><li>? <a href="https://kuenzellaw.com/">https://kuenzellaw.com/</a></li></ul> <p>ATTORNEY • AVIS, WITTEN &amp; WANDLING • 05/2001 – 11/2010</p> <ul style="list-style-type: none"><li>? Representing clients in civil, criminal and administrative matters.</li></ul> <p>STATE TROOPER • WV STATE POLICE • 12/1988 – 06/1998</p> <ul style="list-style-type: none"><li>? Uniformed officer responsible for criminal and traffic crash investigations (1989-1994).</li><li>? Conducted complex criminal investigations while assigned to the WVSP Bureau of Criminal Investigation (1994-1998).</li></ul>
<b>ADR Experience</b>	<ul style="list-style-type: none"><li>? Experienced trial lawyer. Conducted over 50 trials in civil and criminal matters.</li><li>? Representing clients in civil, criminal and administrative matters.</li><li>? Also representing local small businesses.</li><li>? Municipal attorney, Town of Chapmanville, 2009 – present; Town of Delbarton, 2021 - present.</li><li>? Former municipal judge, City of Logan.</li></ul>
<b>Experience as Mediator</b>	<ul style="list-style-type: none"><li>? Experienced mediator.</li><li>? Conducted approximately 300 mediations.</li><li>? See, AAA link below; also see, training below:</li></ul>

? <https://www.aaamediation.org/find-mediator/mediator/4275190>  
? Effective in conducting Zoom mediation.  
? Efficient in breakout room transitions and screen sharing within Zoom.

## **Issues Handled as a Mediator**

My background and experience uniquely positions me to be an effective mediator in governmental liability cases, particularly §1983 actions.  
Additionally, my broad background and trial experience also assist me in mediating various injury cases from car crashes, to slip-and-falls, to industrial incidents. We also have tried business/industry cases including major property damage cases.

## **Mediator Style and Process Preferences**

I encourage participants to bring an open mind and a spirit of compromise in an effort to reach common ground. I tell participants (as well as my own clients), mediation provides the parties with some control over the outcome -- the ability to say "yes" or "no." However, if the case progress to adjudication by a judge or jury, then the parties have lost control (or at least most control).

## **Technology Proficiency**

? Effective in conducting Zoom mediation.  
? Efficient in breakout room transitions and screen sharing within Zoom.

## **Education Background**

J.D. • 05/2001 • WVU COLLEGE OF LAW  
? Recipient of CALI Award of Excellence: Award for academic performance in Federal Criminal Jurisdiction, WVU College of Law (04/2000).

M.S. • 08/1994 • MARSHALL UNIVERSITY  
? Master of Science in Criminal Justice, August 1994.

A.A.S. • 05/1990 • MARSHALL UNIVERSITY  
? Associate in Applied Science, May 1990. Major: Police Science.

B.S. • 12/1988 • WEST VIRGINIA UNIVERSITY  
? Bachelor of Science in Secondary Education, December 1988.  
? Major: Social Studies Education (5-12); Minor: Sociology.

## **Acquired Professional Licenses**

West Virginia State Bar - 2002  
U.S. District Court, Southern District of West Virginia - 2002  
U.S. Court of Appeals, Fourth Circuit - 2009

## **Professional Connections**

? WVOW-FM • Host of "Ask the Attorney" - bi-weekly radio program dedicated to answering listeners' legal questions.  
? WV Board of Law Examiners, Character Committee • 2021-present.  
? WV State Bar Board of Governors, District 7 Representative • 2020-present; 2014-2017.  
? WV Office of Disciplinary Counsel Hearing Panel • 2019-2020.  
? WV State Bar Unlawful Practice Committee • 2008-2020.

## **Recent Publications and Speaking Engagements**

? NBI: "Concealed Carry Law." October, 19, 2023.  
? 2022 Outstanding Faculty Award, National Business Institute. Recognized for quantity and quality of speaking presentations.  
? Fellow, American Bar Foundation, 2021 to present.  
? Deemed expert in Criminal Defense in WV State Court, 2018.  
? Instructor • WV State Police Academy Cadet Training • Miranda; Search & Seizure; and Criminal Procedure (2017 - present).  
? NBI: "Maintaining an Ethical Practice." December 20, 2022.  
? NBI: "Litigating Civil Cases in West Virginia From Start to Finish". Legal Ethics: Avoiding Key Dangers. March 24, 2022.  
? Mountain State Educational Services Cooperative, School Search & Seizure Issues, March 4, 2022.  
? NBI: "Gun Law in West Virginia". Ethical Considerations When Representing Gun Owners or Dealers. February 4, 2022.  
? West Virginia Prevention Resource Officer Training, School Search & Seizure Issues, August 3, 2021.  
? NBI: Ethics: It's Legal but is it Right? June 14, 2018.  
? NBI: Negotiating Damages. May 4, 2018.  
? NBI: Violence in the Home. August 28, 2017.

? Logan County Bar Association • WV State Bar Website; Lawyer Assistance Program. May 13, 2016.  
? NBI: Rules of Evidence. May 20, 2015.  
? NBI: Legal Ethics: Changing Firm Affiliations. June 20, 2012.  
? WV State Bar Regional Meeting: UPL practices. October 15, 2009.

<b>Mediation Rate</b>	\$275 Per Hour
<b>Languages</b>	English
<b>Citizenship</b>	United States of America
<b>Locale</b>	Chapmanville, WV

The AAA's Rules provide the AAA with the authority to administer a mediation including, mediator appointment, general oversight and billing. Accordingly, mediations that proceed without AAA administration are not considered AAA mediations, even when the parties select an mediator who is on the AAA's Roster.

The information contained in this resume has been supplied solely by the individual mediator and may, or may not, be a complete recitation of their experience. The AAA assumes no responsibility for the content, completeness, accuracy, or reliability of the information contained in a mediator's resume. If you have any questions about a mediator's experience or background, you are encouraged to contact your case manager.

Mediators on the AAA Roster are not employees or agents of the AAA.