



## David M. Karen, Esq.



*Results Beyond Dispute<sup>SM</sup>*

After 37 years of practice as a trial attorney representing both plaintiff and defense interests, coupled with over 23 years mediating and arbitrating, ABOTA member, David M. Karen brings a wealth of sophisticated civil litigation and trial experience. His 1997 Wrongful Termination verdict recovering \$1.6M in unvested stock options (Fleming v. Parametric) was affirmed by the 9th Circuit on appeal and his Failure to Warn litigation (Riera/Himes v. Somatics) testing the scope of the Learned Intermediary doctrine is pending review before the California Supreme Court. Having participated as lead trial counsel in almost every type of civil litigation dispute over his career, his experience includes real estate, construction, medical and legal negligence claims, personal injury, product liability, and wrongful death matters. He has now been engaged in over 1000 matters as a neutral. David is now available as a full-time Mediator and Arbitrator, exclusively with Judicate West. Having begun his mediation career in 1999 as a panelist with the LA Superior Court, he has consistently grown his private mediation practice. Acting as pro tem settlement judge handling MSCs with the Ventura Superior Court in beginning in 2002, he met the Honorable David W. Long (Ret.), and his career as a well-respected, balanced neutral has continued to gain a steady following. In 2014 he formally joined forces with Judge Long, taking over the helm of Creative Dispute Resolution (CDR), one of Ventura County's most active ADR providers, continuing the expansion of mediation excellence originally established by a veteran mediator, Paul Fritz, Esq. in 1986. With an undergraduate degree in Business Administration and Accounting, David is adept with the financial aspects involved in virtually any and all civil litigation matters. He was the Senior managing partner of his own firm (DK Law Group), representing plaintiffs, self-insureds, and carrier-represented defendants throughout his career. His business acumen and broad-based trial experience have allowed him to gain a unique and astute ability to keenly understand and manage the complex intricacies related to risk assessment and management in guiding his clientele, both as counsel and as a neutral. Over the decades, he has been repeatedly described as being a creative, engaging, and a savvy mediator. As a result of his upbeat personality and balanced representation of interests throughout his legal career, David has developed the unique ability to both communicate and garner the trust of both parties and counsel in helping guide matters to resolution. David states: I am a real believer in transparency in all dialogue. When all the hype gets stripped away, the decision-makers can understand others' perspectives through deft communication toward achieving shared goals and transformation happens. While every mediation is different, the personalities and the genuine needs of the parties, when finally exposed, help create avenues for meeting the needs of the parties. There is not much in life that brings more professional satisfaction than helping others find meaningful closure.

### LEGAL EXPERIENCE

- Neutral, Judicate West (2020-Present)
- Mediator, Arbitrator (1999-Present)

### EDUCATION & PROFESSIONAL AFFILIATIONS

- J.D., Loyola Law School (1984)
- B. S., California State University, Northridge (1981)

### PRACTICE AREAS

Business/Commercial, Construction, Employment, Govt./Public Agency, Intellectual Property, Probate, Professional Malpractice, Real Estate, Tort

### ACHIEVEMENTS

- Mr. Karen has been the Chair of the ADR committee, Ventura County Bar Association since 2013
- Moderated numerous MCLE seminars for various plaintiff and defense groups

## INTERESTS

Mr. Karen's interests include tennis, golf, travel and theater. He's an active United States Tennis Association player, has hit on the red clay in Monte Carlo, watched Rafa Nadal at the French Open, Roger Federer at the U.S. Open, and has played with the Bryan Brothers for charity. His favorite theater experiences include seeing Hamilton and Witness for the Prosecution in London. His bucket list items that remain are to see the pros play at Wimbledon, get to the Australian Open and hopes to set foot at Augusta to see the Masters.

## LOCATIONS

Los Angeles, All of California