

CURRICULUM VITAE

PETER A. DAVIS

Firm: Davis & Kuhnke, P.C.

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Military Service: U.S. Army 1956-1958 (Korea)

Admitted to Bar: 1966 (Michigan) and 1978 (California)

Academic Qualifications:

Miami University (B.A. 1960)

University of Kansas (M.A. 1962)

Thesis: Legislative Power: A Case Study

Fellow, Graduate Overseas Training Program in India, Maxwell Graduate School of Citizenship and Public Affairs, Syracuse University (Cert. 1963)

Northwestern University (J.D. 1966)

Other Qualifications:

Lecturer, Institute of Continuing Legal Education (1977-current)

Economics Workshop for Antitrust Attorneys, U.C.L.A. Graduate School of Management (Cert. 1982)

Accounting Workshop, Wharton School of Finance, University of Pennsylvania
(1972)

Instructor, University of Kansas (1961-1962)

Professional Employment:

Davis & Kuhnke, P.C. (Principal, 1997-current)

Davis and Fajen, P.C. (Principal, 1978-1997)

Hooper, Hathaway, Fichera, Price and Davis (Partner, 1970-1978)

Clark, Klein, Winter, Parsons and Prewitt (Associate, 1966-1970)

Admitted to Practice:

Michigan Supreme Court (1966)

United States District Court, Eastern District of Michigan (1966)

United States Court of Appeals, Sixth Circuit (1968)

United States District Court, Western District of Michigan (1969)

California Supreme Court (1978)

United States District Court, Middle District of California (1978)

United States Supreme Court (1980)

United States Court of Appeals, Federal Circuit (1986)

Bar Associations:

State Bar of Michigan (1966-current)

< Member, Bar Journal Committee (1973-1979)

State Bar of California (1978-current)

American Bar Association (1966-2000)

< Member, Labor Arbitration and the Law of Collective Bargaining

Agreement Committee (1976-1980)

- < Member, Discovery Committee, Litigation Section (1981-1984)

Washtenaw County Bar Association (1970-current)

- < Chair, Federal Court Committee (1977-1982)
- < Member, Mediation Committee (1980-1982)
- < Member, Judicial Committee (1977-1982)

Other Professional Associations:

American Judicature Society (1967-1980)

Detroit Bar Association (1966-1970)

- < Member, Common Pleas Court Committee (1967-1969)

Defense Research and Trial Lawyers Association (1974-1994)

- < Member, Committee on Practice and Procedure (1984-1990)

National Association of College and University Attorneys (1974-1994)

Trial Lawyers for Public Justice (Founding Member) (1982-current)

The Association of Trial Lawyers of America (1973-current)

- < Member, Laparoscopy Litigation Group
- < Member, Managed Care Task Force
- < Member, Medical Malpractice Forum
- < Member, Expert Witness Forum

Michigan Trial Lawyers Association (1994-current)

Washtenaw County Trial Lawyers Association (1994-current)

National Lawyers Guild (1997-current)

Other Activities:

Director, Ann Arbor Street Art Fair (1999-current)

Trustee, Ann Arbor Charter Township (1988-1996)

< Fire and Safety Committee

< Personnel Committee

< Utilities Committee

Special Assistant Attorney General, State of Michigan (1980-1994)

American Arbitration Association (1966-1994)

< Labor Arbitrator

< Accident Claims Tribunal Arbitrator

< Construction Claims Arbitrator

Mediator, Washtenaw County Circuit Court (1980-current)

Pi Sigma Alpha (1962)

Awards and Honorary Listings:

Best Lawyers in America, listed 1999-2000 Edition

ICLE Commendation for Outstanding Service to Bench and Bar during 1979

ICLE Commendation for Outstanding Service to Bench and Bar during 1980

Lifetime Fellow, Roscoe Pound - American Trial Lawyers Foundation

Who=s Who in the Midwest (1978-1979)

Who=s Who in America (1980-1981)

Who=s Who in the World (1980-1981)

Who's Who in American Law (2d Edition)

The 100 Most Influential People in Ann Arbor, *The Ann Arbor Observer*

Lawyer of the Year, 1999, Washtenaw Trial Lawyers Association

Publications:

Books.

Davis, P., *How to Try a Civil Jury Case*, Institute for Continuing Legal Education, 1980

Davis, P., *Discovery Techniques: A Handbook for Michigan Lawyers*, Institute for Continuing Legal Education, 1977

Chapters in Books.

AJury Instructions and Special Verdicts, @ *Michigan Civil Procedure During Trial*, Institute for Continuing Legal Education, 1981, revised 1989, 1990, 1991, 1992, 1993, 1994, 1995, 1996, 1997 and 1998

AProving Impaired Earning Capacity, @ *The Michigan Law of Damages*, Institute for Continuing Legal Education, 1978, revised 1989, 1990, 1991, 1992, 1993, 1994, 1995, 1996, 1997 and 1998

AFederal and State Labor Laws, @ *Handbook of Modern Personnel Administration*, McGraw-Hill (1972).

ACivil Procedure, @ Sixth Circuit Survey Issue, 2 Det. C.L. Rev. 287, 1982

AFederal and State Labor Laws, @ *Handbook of Human Resources Administration*, McGraw-Hill (1985).

AWorkers Compensation and Employee Disability Laws, @ *Handbook of Human Resources Administration*, McGraw-Hill, 1985

Articles.

Davis, P., AThe Constitutionality of Michigan's Medical Malpractice Damages Cap: Can It Survive Judicial Review, @ 75 Michigan Bar Journal No. 3, 258, 1997.

Davis, P., APatient Negligence As A Malpractice Defense, @ 29 For The Defense, No.

9, 18, 1987.

Davis, P., AMichigan=s First Malpractice Case: Its Lessons Linger,@ 5 The Journal of Legal Medicine, No. 4, 49, 1977.

Davis, P., *Removal of Cases from State to Federal Court*, American Bar Association Law Notes, 2 Barrister 31, Winter, 1975.

Davis, P. APretrial Discovery of Insurance Coverage,@ 16 Wayne Law Review 1047, reprinted in 20 Law Review Digest No. 6, 1970.

Davis, P., ABefore the NLRB Election: What You Can and Can=t Do,@ 44 Personnel No. 4, 1967.

Monographs.

Davis, P., *Damages for Impaired Earning Capacity*, Institute for Continuing Legal Education, 1977.

Davis, P., ARemoval of Cases from State to Federal Court,@ *Checklists, Law Notes, A Selection of Articles for the General Practitioner*, American Bar Association Monograph, 1977.

Reported Decisions:

United States v Aeroquip Corp., 284 F Supp 114, 41 FRD 441, 1968 CCH Trade Cases ' 72,450 (ED Mich 1968).

Daily Press, Inc. v United Press International, 412 F2d 126, 1969 CCH Trade Cases ' 72,830 (6th Cir.), cert. denied, 396 US 990 (1969).

Marston v Ann Arbor Property Managers Assn., 302 F Supp 1276, 1969 CCH Trade Cases ' 72,862 (ED Mich 1969), aff=d 422 F2d 836, 1970 Trade Case P 73,082 (6th Cir. 1970).

S.S. Kresge Co. v NLRB, 416 F2d 1225, 72 LRRM (BNA) 2486 (6th Cir. 1969).

Tote Systems Division, Hoover Ball & Bearing Co., 1971 CCH NLRB ' 22,580 (1970).

Hughes v Polk, 40 Mich App 634, 199 NW2d 224 (1972).

Baker v City of Ann Arbor, 381 F Supp 547 (ED Mich 1974).

Carreras v Honeggers & Co., 68 Mich App 716, 244 NW2d 10 (1976).

Martin v Ann Arbor Railroad Co., 76 Mich App 41, 255 NW2d 763, aff=d 401 Mich 835, 258 NW2d 737 (1977).

Meyers v Robb, 82 Mich App 549, 267 NW2d 450, lv den 403 Mich 812 (1978).

Sechler v VanHoeey, 83 Mich App 252, 268 NW2d 654 (Mich App 1978).

Aetna Cas. & Sur. Co. v Duckham, 89 Mich App 446, 208 NW2d 508 (1979).

Minye v University of Michigan, 624 F2d 1100 (6th Cir. 1980).

Clayton v Ann Arbor Motor Inn, Inc., 94 Mich App 370, 288 NW2d 432 (1979), aff=d 410 Mich 886 (1981).

Grzebik v Kerr, 91 Mich App 482, 283 NW2d 654 (1979).

Kay Screen Printing, Inc., 81-1 CCH ARB ' 8179 (1980).

Regents of University of Michigan v Washtenaw County Coalition Against Apartheid, 97 Mich App 532, 296 NW2d 94 (Mich App 1980), lv den., 97 Mich App 532, 296 NW2d 94 (Mich App 1980), lv den, 411 Mich 878, 310 NW2d 665 (1981).

Cashel v Smith, 117 Mich App 405, 324 NW2d 336 (1982), lv den 417 Mich 956 (1983).

Ewing v Board of Regents of University of Michigan, 552 F Supp 881, 8 Ed Law Rep 327 (ED Mich 1982), rev=d 742 F2d 913, 19 Ed Law Rep 948 (6th Cir. 1984).

Rutledge v Continental Casualty Co., 96 FRD 186 (ED Mich 1982).

Wright v Jeep Corp., 547 F Supp 871, 11 Fed R Evid Serv 1935, 9 Media L Rep 1020 (ED Mich 1982).

Buchanan v American Motors Corp., 697 F2d 151, 12 Fed. R. Evid. Serv. 581: 35Fed. R. Serv. 2d 1106 (6th Cir. 1983).

Reiner v Bidlack, 709 F2d 1507, 34 Fed. R. Serv. 2d 1552, 31 Empl. Prac. Dec. (CCH) 33,348 (6th Cir. 1983).

Eden Foods, Inc. v Eden=s Own Products, Inc., 101 FRD 96, 38 Fed. R. Serv. 2d 1209 (ED Mich 1984).

McCalla v Ellis, 129 Mich App 452, 341 NW2d 525, 51 Fair Empl.Prac.Cas. (BNA) 566, 33 Empl. Prac. Dec. P 33,991 (1983), lv den 422 Mich 853 (1985).

Ewing v Board of Regents of University of Michigan, 559 F Supp 791, 10 Ed Law Rep 174 (ED Mich 1983).

Crook v Peacor, 579 F Supp 853, 16 Ed Law Rep 463 (ED Mich 1984).

Crook v Baker, 584 F Supp 1531, 17 Ed Law Rep 1055 (ED Mich 1984), rev=d 813 F2d 88 (6th Cir. 1987).

Jaksa v Regents of University of Michigan, 597 F Supp 1245, 21 Ed Law Rep 845 (ED Mich 1984), aff=d 787 F2d 590 (6th Cir. 1986).

Cashel v Regents of University of Michigan, 141 Mich App 541, 367 NW2d 841, 25 Ed Law Rep 512, 11 Media L Rep 2409 (1985).

Spielberg v Board of Regents of University of Michigan, 601 F Supp 994, 22 Ed Law Rep 1183 (ED Mich 1985).

Regents of the University of Michigan v Ewing, 474 US 214, 106 S Ct 507, 88 L Ed 2d 523, 54 USLW 4055, 28 Ed Law Rep 720 (1985).

Picozzi v Sandalow, 623 F Supp 1571, 29 Ed Law Rep 990 (ED Mich 1986), aff=d 827 F2d 770 (6th Cir. 1987).

Cawley v University of Michigan Board of Regents, 428 Mich 908, 409 NW 2d (1987).

Karmonos v Baker, 617 F Supp 809, 27 Ed Law Rep 1138 (ED Mich 1985), aff=d 816 F2d 258, 38 Ed. Law Rep. 1188 (6th Cir. 1987).

Cawley v Johns Hopkins University President, 435 Mich 853 (1990).

Cawley v University of Michigan Board of Regents, 434 Mich 876 (1990).

Murray v Huron River Area Credit Union, 437 Mich 882 (1990).

Smolen v Dahlmann Apts. Ltd., 186 Mich App 292, 463 NW2d 261 (1990).

Nowak v Emhart Corp., 916 F2d 713 (6th Cir. 1990).

Charles Reinhart Co. v Winiemko, 196 Mich App 110, 492 NW2d 505 (1992), rev=d 444 Mich 579, 513 NW2d 773 (1994).

Freysinger v Taylor Supply Co., 197 Mich App 349, 494 NW2d 870 (1992).

Estate of Curtis v Prudential Ins. Co., 839 F Supp 491 (ED Mich 1993).

Kintigh v Abbott Pharmacy, 200 Mich App 92, 503 NW2d 657 (1993), lv den, 445 Mich 861, 519 NW2d 156 (1994).

Doe v Ewing, 205 Mich App 605, 517 NW2d 849 (1994).

Clark v Rouselle Corp., 15 Products Liability Law Reporter No. 2 at 26 (1995).

Clark v United Technologies Automotive, Inc., 459 Mich 681, 594 NW2d 447 (1999).