

CURRICULUM VITAE
of
Frank Goldsmith

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BACKGROUND INFORMATION

Education:

Davidson College, Davidson, North Carolina (B.A., 1967);

Université de Montpellier, France, 1965-66 (*Certificat*, 1966);

University of North Carolina School of Law, J.D. with honors, 1970; Educational Honors: Order of the Coif; Associate Editor, *North Carolina Law Review*; Van Hecke-Wettach Citizenship Award; Student Bar Association Certificate of Service.

Military Service:

Commissioned as Second Lieutenant, Infantry, United States Army, 1967; Inactive Reserves, 1967-70; Active Duty: Captain, Judge Advocate General's Corps, 1970-72; Commandant's List graduate, The Judge Advocate General's School, Charlottesville, Virginia, 1970; Office of the Staff Judge Advocate, Fort Ord, California. Honorably discharged November 3, 1972.

PROFESSIONAL ACTIVITIES AND ASSOCIATIONS

Current Employment:

President and shareholder, Goldsmith, Goldsmith & Dews, P.A., Marion, North Carolina, a three-attorney firm engaged in a regional general litigation practice.

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Description of law practice:

My practice is almost exclusively civil litigation and mediation. The civil practice emphasizes employment and civil rights cases but also includes much commercial litigation, general tort litigation, and other civil cases, representing both plaintiffs and defendants. Over half of the civil practice is in the federal courts. I have been certified since 1996 as a mediator by the North Carolina Dispute Resolution Commission and currently spend about one-third of my time mediating various kinds of legal disputes pending in the state and federal courts. I also often serve as an arbitrator, either individually or on a panel of arbitrators. In addition, I represent some Death Row inmates on a *pro bono* basis. I have litigated successfully at all levels of the state and federal judicial systems, including the United States Supreme Court (*Blackledge v. Allison*, 431 U.S. 63 (1977)).

Teaching positions held (other than military):

Senior Lecturing Fellow, Duke University School of Law, 1992-93 and 1993-94 academic years (adjunct professor of trial advocacy);

Faculty, National Institute for Trial Advocacy (NITA) (National Program in Boulder, Colorado; team leader for deposition programs in Chapel Hill and in Washington, D.C.; instructor in Southeast Regional Program in Chapel Hill, North Carolina); graduate of NITA's Advanced Course (Gainesville, Florida, 1981) and its Harvard Teacher Training Program (Cambridge, 1988);

Instructor and team leader for several years in North Carolina Academy of Trial Lawyers Trial Advocacy Clinic; team teacher at UNC School of Law, Chapel Hill, North Carolina, and at Duke University.

Lecturer and course planner of Continuing Legal Education Programs on federal civil rights litigation, sovereign immunity issues, criminal defense, federal habeas corpus litigation, and sanctions under Rule 11, Federal Rules of Civil Procedure.

Bar Organizations:

Fellow, American College of Trial Lawyers (inducted in 1994 in Ottawa, Canada).

North Carolina Bar Association: member of Board of Governors, 1990-1993 (Executive Committee, 1991-92); Member (and former member of Council, 2005-2007), Dispute Resolution Section; member, International ADR Committee of Dispute Resolution Section; Chair, Labor and Employment Law Section, 1986-87; former member, Commission on Race Relations in the Legal Profession (chair, Research and Survey Committee); various other committees.

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North Carolina Academy of Trial Lawyers: Board of Governors, 1988-1994, 2006-present; currently chair, Ethics Committee; member, Legal Affairs Committee; former chair and current member, *Amicus Curiae* Committee; former chair, Constitution and Bylaws Committee; member, Death Penalty Task Force.

Twenty-Ninth Judicial District (North Carolina) Bar Association: President, 1982.

McDowell County (North Carolina) Bar Association: President, 1984-86; former chair, Committee on Indigent Representation; Served as volunteer librarian of county law library for 12 years.

Other Affiliations:

Catawba Valley Legal Services, Inc.: Board of Directors, 1979-87, including service as acting president.

North Carolina Prisoner Legal Services, Inc.: President, 1988-90; Board of Directors, 1977-79 and 1984-92.

American Civil Liberties Union of North Carolina: President, 1978-80; Chair, Legal Committee, 1980-87, and 1992-1997; Board of Directors, 1975-87, 1992-1997; recipient of Frank Porter Graham Award, 1987; International Human Rights Committee, 1988 to present; Board of Directors, Western North Carolina chapter; cooperating attorney, 1973 to present.

Bar Admissions and certifications:

North Carolina Supreme Court (1970)

United States Court of Military Appeals (1970)

United States Supreme Court (1973)

United States Court of Appeals for the Fourth Circuit (1973)

United States District Courts for the Eastern, Middle, and Western Districts of North Carolina (1973)

Certified as a mediator in Superior Court civil actions by the North Carolina Dispute Resolution Commission, 1996; and by the United States District Court for the Western District of North Carolina, 1996.

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PAPERS AND PUBLICATIONS

Note, *Social Welfare - The "Man in the House" Returns to Stay*,
47 N.C.L. Rev. 228 (1968).

Note, *Federal Courts - The "Erie Doctrine" and Tolling of the
State Statute of Limitation*, 47 N.C.L. Rev. 715 (1969).

"Hospital Liability for Emergency Room Care," *Popular Government*,
October 1970 (co-author with Professor David G. Warren,
Institute of Government).

A Primer on Civil Rights Actions (1983) (CLE Manuscript for
North Carolina Academy of Trial Lawyers; also served as course planner).

An Introduction to Civil Rights Actions (1988) (CLE Manuscript
for North Carolina Academy of Trial Lawyers).

Ineffective Assistance of Counsel (1987) (CLE Manuscript for
North Carolina Academy of Trial Lawyers and Death
Penalty Resource Center).

Silencing the Advocate: Sanctions for Rule 11 (1991) (CLE
Manuscript for North Carolina Bar Association; also
served as course planner).

Suing Counties and Municipalities (1997) (CLE Manuscript for
North Carolina Academy of Trial Lawyers).

Attended by invitation conference on F.R.C.P. Rule 11 sponsored
by New York University School of Law, 1990.

CLE lecturer at LSNC and NCPLS training conferences on immunity
defenses and on medical care for inmates

Miscellaneous:

Named to "Best Lawyers in America" in fields of Alternative Dispute Resolution and
Employment Law.

Named to North Carolina "Legal Elite" by *Business North Carolina* magazine.

Named to "North Carolina Super Lawyers" by *Charlotte* magazine.

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One of five North Carolina attorneys profiled in a 1999 series of articles in *The North Carolina State Bar Journal* entitled “Searching for Atticus Finch.”

MEDIATION REFERENCES

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