



David R. Homer

[dhomer@capitaldistrictadr.com](mailto:dhomer@capitaldistrictadr.com)

## PROFESSIONAL PROFILE

David R. Homer served for seventeen years as a United States Magistrate Judge in the Northern District of New York in Albany until 2012. In that position, he resolved over 1,000 cases in a variety of practice areas through mediation or arbitration and earned a reputation as a fair, impartial, and hard-working neutral. These cases have included class actions involving claims of anti-trust violations, employment discrimination, and civil rights violations; contract disputes, securities fraud claims, construction disputes; motor vehicle accidents, medical malpractice claims, and other tort actions; property disputes, environmental claims, tax matters, labor disputes, and others.

## AREAS OF EXPERIENCE

Judge Homer has substantive case experience in the following practice areas for which he provides professional mediation and arbitration services:

- Appeals
- Banking and Finance
- Child Support
- Civil Rights
- Class Actions and Mass Torts
- Commercial and Business
- Construction
- Contract Disputes
- Creditors and Debtors Rights
- Custody Disputes
- Divorce
- Education
- Eminent Domain
- Environmental
- Family Law
- General Negligence
- Government Contracts
- Health Care
- Insurance
- Intellectual Property
- Labor and Employment
- Legal Malpractice
- Matrimonial Law
- Mergers and Acquisitions
- Partnership and Shareholder Disputes
- Personal Injury
- Premises and Property
- Product Liability
- Professional Liability
- Real Estate
- Securities and Commodities
- Trucking and Transportation  
Contracts, Transactions & Litigation
- Wills, Estates and Probate
- Wrongful Death

## KEY RESOLUTIONS | KEY RESULTS

## EMPLOYMENT HISTORY

Current	Of Counsel, Carter, Conboy, Case, Blackmore, Maloney & Laird, P.C.
2010 – 2012	Chief United States Magistrate Judge, Northern District of New York
1995 – 2010	United States Magistrate Judge, Northern District of New York
1992 – 1995	Chief of the Criminal Division, United States Attorney's Office for the Northern District of New York
1983 – 1992	Attorney-in-Charge of the Albany, N.Y. Office, United States Attorney's Office for the Northern District of New York
1979 – 1983	Assistant United States Attorney, United States Attorney's Office for the Northern District of New York

## MEMBERSHIPS & AFFILIATIONS

Federal Magistrate Judges Association  
Federal Court Bar Association, Northern District of New York  
New York State Bar Association, *past member*  
Capital District Trial Lawyers Association, *past member*  
Albany County Bar Association, *past member*

## EDUCATION

1975 Syracuse University College of Law, J.D., *cum laude*  
1969 Brown University, B.A.

## SAMPLE CASES AND MATTERS

- A class of approximately 4,000 African American state civil service employees commenced an action alleging discrimination against the state in the civil service promotional examinations. After multiple settlement conferences, the case was settled for a total of \$45 million.
- Claims for age discrimination brought by former employees dismissed in a reduction-in-force matter and was settled after years of litigation following a series of conferences for approximately \$3.5 million.
- A class action brought by a nurses' union against five Albany-area hospitals alleging wage-fixing was ultimately settled by all parties after extensive settlement discussions.
- Claims for catastrophic injuries to an infant plaintiff arising from an automobile accident resulted in a settlement after multiple conferences.
- Claims for violations of environmental laws brought against an owner of multiple gas stations was resolved on terms requiring remediation, education, equipment upgrades, tax credits, and fines.

- A wrongful death civil rights action brought against county officials in a shooting incident was resolved shortly after litigation was commenced.
- A negligence action brought against multiple parties for an explosion at a job site resulting in severe burns to the plaintiff was resolved after extensive discussions.
- A slip-and-fall at a convenience store was resolved after a settlement conference.
- Civil claims of sexual abuse by a teacher brought by two minor children against a teacher, principal, and school district were resolved satisfactorily to all parties even though criminal charges against certain school officials remained outstanding.
- Environmental claims brought by town residents against multiple parties opposing plans for the construction of a post office were resolved on terms permitting the construction to proceed with the approval of the residents.