

Biographies

The Honorable Jennifer Bailey



Retired Judge Jennifer D. Bailey stepped down as a circuit court judge in Miami, Florida, after 31 years, 15 years of which she served as the Administrative Judge for the 25-judge Circuit Civil Division. She handled a docket of extended trials and Complex Business Litigation cases for 13 years, and previously served in the Family and Criminal Divisions. Today she works as a private trial resolution judge, arbitrator, case consultant with Bailey Judicial Solutions, LLC, and is a partner at Bass Law, LLP. She is also a Senior Judicial Advisor with the National Center for State Courts and consults on court innovation, AI, data quality, and case management.

Since leaving the bench, Judge Bailey has served as an AAA arbitrator in more than 20 complex construction and commercial arbitrations, chairing several major cases. During the last few years on the bench, Bailey handled and tried a number of complex cases, including the Florida International University bridge collapse cases, tobacco product liability trials, and a major hotel fire case.

Judge Bailey served on the Board of Directors of the National Center for State Courts (2016-2022); Board of Advisors for the Institute for the Advancement of the American Legal System (IAALS) (2016-2024) and the NCSC Institute for Court Management (2016-2022). Bailey was a member of the Joint Technology Committee of CITOC/COSCA/NACM from 2020-2024.

Bailey earned her L.L.M. in Judicial Studies at Duke University Law School in 2018, where she wrote her thesis on “Why Don’t Judges Case Manage?” *U. Miami L. Rev.* 73 (2018): 1071.

Bailey was a member of the Florida Commission on Trial Court Performance and Accountability from 2016-2022, chairing the Data Quality workgroup. From 2013-2016, Bailey chaired the Court Operations subcommittee of the Civil Justice Initiative, a task force created by the Conference of Chief Justices to evaluate and recommend best practices to reduce cost and delay in state civil courts and led the nation’s first pilot project which demonstrated an 82% improvement in cases closed within time standards. She served five years as Dean of the Florida College of Advanced Judicial Studies and served as Chair of the Florida Bar Civil Procedure Rules Committee and on the Florida Supreme Court’s Jury Instruction Committees. Bailey has taught

as adjunct professor for the University of Miami School of Law, annual presenter at Georgetown Law School, and has taught as faculty/presenter for NCSC, CCJ, COSCA, NACOM, Florida New Judge's College, the Florida College of Advanced Judicial Studies, and for the Florida Conference of Circuit Court Judges as well as state judiciaries across the country as well as ABOTA, NITA, and other bar associations. She has received multiple awards for her service, including induction into the NCSC Burger Society and Florida Jurist of the Year from the American Board of Trial Advocates. She is a magna cum laude graduate of the University of Georgia (B.A., 1980, J.D. 1983) and holds an L.L.M from Duke University Law School (2018).

Roger J. Peters, Esq., FCI Arb



Roger J. Peters is a highly experienced construction neutral with more than 40 years in the construction industry and a national and international practice focused on resolving complex construction disputes. Since retiring from executive construction operations in 2011, he has devoted his practice full time to serving as a mediator, arbitrator, dispute review board member, dispute adjudicator, and early neutral evaluator on major infrastructure, energy, transportation, building, and industrial projects.

Roger has mediated and arbitrated disputes involving hundreds of millions—and in some matters billions—of dollars in controversy, including major claims on P3 highway projects, transportation centers, bridges, airports, power plants, fertilizer and petrochemical facilities, solar and wind projects, hospitals, museums, ports, high-rise residential developments, and public works projects. His ADR experience includes multi-party disputes among owners, developers, sureties, design-builders, EPC contractors, general contractors, subcontractors, design professionals, insurers, and public authorities.

As an arbitrator, Roger has served on and chaired high-value AAA, ICDR, ICC, and ad hoc matters, including mega-project disputes involving bridge, tunnel, rail, LNG, power, casino, shipbuilding, solar, wind, pipeline, and industrial facilities. He is a member of the AAA's National Panel of Construction Arbitrators for Large Complex Cases and its Mega Project Construction Arbitration Panel, reflecting recognition by counsel and institutions for his experience with the most demanding construction disputes.

Roger is also deeply experienced in dispute prevention and real-time project dispute resolution. He has served on dispute review boards and dispute adjudication boards for major public and private projects, including stadiums, nuclear power facilities, airports, transit centers,

transportation projects, underground research infrastructure, FDOT projects, New York City DDC projects, Texas DOT projects, and other billion-dollar programs. He has chaired numerous DRBs and authored a published article on the effective use of dispute boards on major construction projects.

Before becoming a full-time neutral, Roger served as General Counsel and a senior executive for one of ENR's top fifty contractors and construction managers. He led construction operations in Puerto Rico, Hawaii, and Guam, managed hundreds of office and field personnel, oversaw annual revenues exceeding \$400 million, and helped resolve significant construction claims across water and wastewater facilities, hotels, condominiums, hospitals, universities, housing, power, highway, bridge, tunnel, and airport projects. His executive background gives him practical insight into project delivery, risk allocation, claims management, and the business realities of construction disputes.

Roger's legal and risk management experience includes supervising outside counsel in major litigation and arbitration, negotiating complex public and private construction contracts, and addressing insurance and surety issues involving controlled insurance programs, construction defects, professional liability, builder's risk, commercial general liability, and Subguard claims. He has also testified on coverage issues in one of the largest construction defect matters in Puerto Rico.

Roger is a frequent speaker and author on mediation, arbitration, dispute boards, construction claims, and ADR best practices. His presentations have included programs for the AAA, ABA Forum on Construction Law, Construction Superconference, DRBF, AGC, Florida Transportation Builders Association, and international construction dispute conferences in Brazil, Peru, Spain, and the United States. He has addressed topics including construction mediation strategy, managing expectations in arbitration, dispute boards, partnering, major project claim management, government construction compliance, and preliminary scheduling conferences in major AAA arbitrations.

Roger is a graduate of Duquesne University School of Law and Pennsylvania State University. He has completed advanced mediation training at the Straus Institute for Dispute Resolution at Pepperdine University School of Law and has obtained DRB and FIDIC dispute adjudication training. His professional affiliations include the American College of Construction Lawyers, Chartered Institute of Arbitrators, American Bar Association Forum on Construction Law, Dispute Resolution Board Foundation, American Arbitration Association, International Centre for Dispute Resolution, and related construction ADR organizations.

Through this combination of senior construction operations leadership, legal and risk management experience, and extensive ADR service, Roger brings a rare mix of practical industry judgment, legal sophistication, neutrality, and credibility to the resolution and prevention of complex construction disputes.