

# **CURRICULUM VITAE**

**ROBERT M. SCHIEBER**

**MEDIATOR  
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# Robert M. Schieber

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## **EDUCATIONAL BACKGROUND**

- 1979-1983 University of Missouri - Columbia  
Bachelor of Journalism degree: dual degree in Broadcast and Advertising  
Journalism
- 1985- 1988 University of Missouri - Kansas City, School of Law- Juris Doctor

## **AREAS OF LEGAL EXPERIENCE**

### **CIVIL:**

**Plaintiff:** Represented clients regarding personal injury, contract disputes, civil rights violations, workers' compensation and business matters while in private practice.

**Defense:** Insurance defense litigation with the large insurance defense firm. Handled cases from intake to trial. Founded Law Office of Robert M. Schieber - Insurance defense litigation as representative of Professional Claims Management, an in-house adjusting firm for Traders Insurance Company and Coronet Insurance Company while in private practice. Handled a steady case load of 10 to 15 cases from inception to conclusion. Defense counsel for the Kansas City, Missouri Police Department on civil and work comp matters.

### **CRIMINAL:**

Defense: Defending those accused of crimes ranging from drug possession to Capital Murder including requests from the state to act as a contract public defender.

Prosecution: As an Assistant Jackson County Prosecuting Attorney

### **DOMESTIC:**

Family Court Commissioner - Division 43 - Jackson County Circuit Court – May 2000 - November 2006  
Tried hundreds of court tried domestic matters.

### **TRIAL EXPERIENCE:**

Over 35 jury trials, both criminal and civil – plaintiff and defense. Many more bench trials relating to civil, criminal, and family law matters.

**APPELLATE EXPERIENCE:** Several opportunities to argue before the Court of Appeals Western District; 18 Published opinions; over forty (40) opinions in all.

## **LEGAL CAREER OVERVIEW**

1. **Jay Daugherty Mediation and Arbitration**, Kansas City, Missouri *Member*, 2017-present. Partner in ADR practice concentrated in Mediation and Arbitration with five (5) ADR professionals and 11 conference rooms. Conducted over 1,000 mediations from 2017 to the present locally and nationally. Conducted several arbitrations through hearing and reasoned award. Member of the National Association of Distinguished Neutrals, International Academy of Mediators and The American Arbitration Association.

**Website:** JayDaughertyMediation.com

**Best Lawyers in America**, Mediation and Arbitration, 2019 – to present.

2. **Circuit Court Judge – State of Missouri – 16<sup>th</sup> Judicial Circuit – Division 15**  
As a Circuit Court judge I was a general jurisdiction trial court judge hearing cases involving civil litigation, criminal litigation, and domestic relations cases. I tried jury trials in my division and heard motions relating to civil, criminal, and domestic cases. Also engaged in settlement conferences in all cases.
3. **Family Court: - Family Court Commissioner - Division 43 - Jackson County Circuit Court – May 2000 - November 2006**  
**Tried hundreds of court tried domestic matters.**

### **PRIOR TO TAKING THE BENCH:**

Representation included divorce proceedings, paternity proceedings, modification of child support/child custody proceedings and name changes. representation of parents in Termination of Parental Rights cases and Abuse and Neglect cases. Representation of juveniles in delinquency cases.

4. **Appellate: PRIVATE PRACTICE – KCMO**  
My experience with the Family Court on TPR, Abuse and Neglect and Delinquency cases enabled me to receive a contract with the Family Court whereby I represented the Juvenile Officer on appeal in TPR cases, Abuse and Neglect cases and Delinquency cases. Responsibilities included researching issues, writing briefs and arguing cases before the Court of Appeals.

5. **Criminal:** Extensive experience in criminal law from both a prosecution and a defense perspective. I was an Assistant Prosecuting Attorney for close to three years and tried a variety of cases ranging from auto theft to capital murder. During the last year of my stint as an assistant prosecutor I was on the drug unit handling drug related crimes. Also, during that span, I was trial team leader for the vehicular homicide unit. While in private practice I was fortunate enough to be one of ten attorneys in the Jackson County area picked by the Court to represent indigent drug defendants pursuant to the Jackson County Drug Tax.
6. **Civil:** Civil experience includes working as an associate for an insurance defense firm. After leaving the firm I was fortunate enough to be chosen as one of the attorneys to represent Professional Claims Management, an in-house adjusting firm for Traders and Coronet Insurance Companies, in the defense of their insureds in personal injury and property damage cases. I also represented the KCPD in civil and workers compensation cases. I also represented plaintiffs in numerous personal injury cases.

### **EMPLOYMENT HISTORY**

**1988 Law clerk for the Honorable John I. Moran, Judge, Division 16 of the Sixteenth Judicial Circuit, Jackson County, Kansas City, MO**

Duties included researching issues for pending motions in civil, criminal and domestic cases. Additional duties include acting as bailiff and interacting with the jury during the course of a trial.

**1989 to 1991 Jackson County Prosecutor's Office-Assistant Prosecuting Attorney, Kansas City, MO**

Trial Attorney handling cases ranging from auto theft to capital murder. Complete handling of cases from inception to disposition at plea or trial. Trial team leader for vehicular homicide unit — 1990-1991.

**1991 Brown & James, P.C., Kansas City, MO**

Insurance Defense Litigation. Duties included intake, workup, litigation, and trial of insurance defense lawsuits. Complete handling of cases from inception to disposition. I also volunteered to do the pro-bono work for the firm and, accordingly, was assigned all the abuse and neglect, termination of parental rights and certification appointments that the firm received from the Family Court.

**1992 to 4/98 Law Office of Robert M. Schieber, Sole Practitioner, Kansas City, MO.**

General Trial Practice including the areas of personal injury defense, personal injury plaintiff's work, business litigation, employment litigation, criminal

defense, and Family Court practice including divorce cases, child custody cases, paternity actions and child support modification proceedings. Also continued to receive appointments from the Family Court with regard to abuse and neglect, termination of parental rights and certification cases.

**4/98 to 5/00 Kansas City, Missouri Police Department**

Represented the KCPD in civil and workers compensation cases. Represented the Board of Police Commissioners in disciplinary proceedings. Duties included handling cases involving excessive force and other causes of action under Title 42, United States Code, Section 1983; personal injury and property damage car accident cases; worker's compensation cases; discipline of officers; duties also include answering questions from officers in the field regarding search and seizure, arrest, and other evidentiary issues. I also continued to represent plaintiffs in numerous personal injury cases.

**4/2000 to 11/2006 Family Court Commissioner - Division 43 - Jackson County Circuit Court**

In this capacity I presided over cases involving divorce, child custody, child support modification, paternity and contempt. I also had a criminal docket for failure to pay child support. I also sat at juvenile court on occasion and preside over cases involving juvenile offenders and abuse and neglect allegations. Many cases are contested in nature so I had the opportunity to preside over numerous trials in my division.

**11/2006 to 5/2017 Circuit Court Judge – State of Missouri – 16<sup>th</sup> Judicial Circuit - Jackson County**

As a Circuit Court judge I am a general jurisdiction trial court judge hearing cases involving civil litigation, criminal litigation and domestic relations cases. I try jury trials in my division and hear motions relating to civil, criminal and domestic cases. The last 10 years I have tried the most jury trials in this Circuit.

**LEADERSHIP POSITIONS WITHIN THE COURT:**

- Executive Management Committee – 2017
- Budget and Audit Committee – 2014-2017
- Municipal Court Committee – 2014- 2017
- Employee Retention and Recognition Committee – 2006-2008 Chair 2008
- Family Court Committee 2000- 2006 and 2017
- Presided in Eastern Jackson Courthouse in Independence – 2008-2010
- Administrative/Presiding Judge over Criminal Docket 2007

**6/2017 to Present**

**Jay Daugherty Mediation and Arbitration**, Kansas City, Missouri  
*Member*, 2011-present. Partner is ADR practice concentrated in Mediation and Arbitration with five (5) ADR professionals and 11 conference rooms. Conducted over 1,000 mediations from 2017 to the present locally and nationally. Conducted in several arbitrations through hearing and reasoned award. Member of the National Association of Distinguished Neutrals, International Academy of Mediators and The American Arbitration Association.

**Website:** JayDaughertyMediation.com

**Best Lawyers in America**, Mediation and Arbitration, 2019 – to present

### **ALTERNATIVE DISPUTE RESOLUTION OPPORTUNITIES AND TRAINING**

Decision Making - National Judicial College - Reno, Nevada - National Judicial College and the University of Nevada-Reno. July 2006

Alternative Dispute Resolution - National Judicial College - Reno, Nevada - National Judicial College and the University of Nevada-Reno. July 2006

Civil Mediation – University of Missouri – Columbia School of Law Center for the Study of Dispute Resolution. June 2013

Civil Mediation - National Judicial College - Reno, Nevada - National Judicial College and the University of Nevada-Reno. May 2016

### **ADR - IN PRACTICE:**

- As a Family Court and Circuit Court Judge I have presided over 1000's of court tried cases over the past 17 years in nearly every area of the law. Court tried cases are akin to arbitration in that the parties present evidence to the Court for determination of the issues upon the merits in binding fashion.
- I have had the opportunity to mediate countless civil cases for fellow judges when called upon for parties who, given time constraints or financial issues could not arrange private mediation to help resolve their disputes.
- As I contemplated transitioning into a mediation career over the last year or so I had the opportunity to shadow and be mentored by some of the top mediators in the region.
- In every civil case I have presided over as a judge – 1000s in 17 years - I have conducted settlement conferences/case management conferences with a view toward resolving the case short of trial.

### **PRIOR EXPERIENCE IN A JUDICIAL CAPACITY**

Land Clearance For Redevelopment of Kansas City, MO v. Amerco Real Estate Company, et al., Case No. CV97-2501 - One of three commissioners along with the Honorable Julian Levitt and

Victor Dinkle to act as commissioner on this condemnation case. Duties were to inspect the premises in question, convene and hear evidence regarding the property and make an evaluation and determination as to the value of the property and what damages, if any should be assessed. Appointed to serve in this capacity by the Honorable Edith L. Messina.

TIF v. Shaughnessy, Fickle & Scott, et al. - One of three commissioners along with the Honorable Julian Levitt and Victor Dinkle to act as commissioner on this condemnation case. Duties were, again, to inspect the premises in question, convene and hear evidence regarding the property and make an evaluation and determination as to the value of the property and what damages, if any should be assessed. Appointed to serve in this capacity by the Honorable Edith L. Messina.

### **COMMUNITY/COURT COLLABORATION**

FATHERING COURT - It is my honor and pleasure to have presided over the Fathering Court docket for this Circuit. Our Fathering Court docket is a diversion docket for fathers who are facing criminal charges for failure to pay child support. Participants in the Fathering Court are required to appear in Division 43 at least twice a month and must remain drug and alcohol free, must maintain full time employment or be vigorously seeking the same, must attend classes at the National Center For Fathering and must be paying toward their current and past due child support obligation.

FC provides services to afford fathers the opportunity to succeed with regard to all of the above and monitor them closely in their progress. We also facilitate re-establishing a relationship between the father and the child if the relationship is estranged due to failure to pay child support or other reasons. They do not graduate from the program unless they have made, and show the ability to continue to make, significant strides with regard to all of the above. To date we have generated over \$1,700,000 in child support payments that otherwise probably would not have been paid. Equally important, we have also taken a role in re-establishing countless father/child relationships.

This is a unique program which has garnered national attention and acclaim. Several jurisdictions, including St. Louis, Mo, Dade County in Florida, New Orleans, LA, Shreveport, LA, Baton Rouge, LA, Washington D.C. and several jurisdictions in Illinois and Texas have given us the opportunity to make presentations regarding the program with a view towards implementing the same in their jurisdictions. We have had feature articles regarding the program in the Kansas City Star, The Daily Record Legal Publication, the St. Louis Post Dispatch, and the Los Angeles Times. The Los Angeles Times article was picked up and released in the New York Times, the Washington Post and elsewhere. This is a program that is extremely effective and a program of which I am very proud.

TRUANCY COURT - I am equally honored to have had the privilege of participating in the Jackson County Truancy Court. This is a program that has been instituted in several Kansas City area schools since its inception in 2001. It has had a tremendous effect on the children of Kansas City.

The Truancy Diversion Program is an incentive-based program designed to get at-risk

kids engaged and interested in school. The target child is a child that is struggling with school because of excessive absences. Oftentimes these children are also struggling because of behavioral issues and lack of parental support. The program attempts to get the family involved in school and encourage them to increase attendance and elevate their academic performance. This is truly a team effort among many participants. The parents, the children, the Juvenile Officer for Jackson County, the School administrators and teacher, the Judge and even the community as a whole take part in making this program work. It is imperative that the parents participate in the program.

The students must see that their parents are engaged and interested in order for them to take an active role. The judge's role is to look to and emphasize the good qualities of each individual child and, in doing so, attempt to get them enthusiastic and appreciative of the school setting.

The program has had remarkable success and is also one of which I am very proud.

### **BAR ADMISSIONS**

Missouri, 1989  
Kansas, 1992

Federal District Court, District of Kansas  
Federal District Court, Western District of Missouri  
United States Court of Appeals, Eighth Circuit

### **BAR ASSOCIATIONS**

The Missouri Bar  
Supreme Court Judicial Committee for the Court and Community Collaboration  
Supreme Court Judicial Committee on Civic Education  
Mo Bar Judicial Committee on Children and the Law  
The Kansas Bar Association  
Kansas City Metropolitan Bar Association  
- Juvenile Law Committee  
- Family Law Committee  
- Criminal Law Committee  
- Voice of Justice Committee  
- Committee for Children and the Law  
Former member - Missouri Association of Criminal Defense Lawyers

### **JUDICIAL EDUCATION**

Missouri Judicial College - Fall 2000 thru 2016 – various Missouri locations

Evidence In Family and Juvenile Court Cases - Fall 2000 - National Association of Juvenile and Family Court Judges - Reno, Nevada



State of Missouri - Judicial Orientation - February 2001 - Jefferson City

General Jurisdiction Judicial College - Three week college - National Judicial College - Reno, Nevada, 2001

Advanced Guardian Ad Litem Training - participant and speaker - Summer 2001

Asked to be a group leader/facilitator at the National Judicial College course - Current Issues in Family Law - held February 24 - March 1, 2002 in New Orleans

General Jurisdiction Judicial College - Two week college - National Judicial College - Reno, Nevada - Group leader/facilitator 2003, 2005, 2007, 2009, 2013 and 2014

Faculty - General Jurisdiction Judicial College - Two week college - National Judicial College - Reno, Nevada – taught section on Decision Making for Judges 2014

Faculty - National Judicial College - Reno, Nevada - Bench Skills Training For Judges Part 1 and Part 2 2003 and 2005

Decision Making - National Judicial College - Reno, Nevada - National Judicial College and the University of Nevada-Reno. July, 2006

Alternative Dispute Resolution - National Judicial College - Reno, Nevada - National Judicial College and the University of Nevada-Reno. July, 2006

Civil Mediation – University of Missouri – Columbia School of Law Center for the Study of Dispute Resolution. June 2013

Civil Mediation - National Judicial College - Reno, Nevada - National Judicial College and the University of Nevada-Reno. May, 2016

### **TEACHING OPPORTUNITIES**

Fall 2001-      Legal Aspects of Corrections - CRJU 118      Penn Valley CC  
Spring 2005

This class explores legal issues relating to the criminal justice and corrections systems in America. The focus of the class is on Constitutional issues relating to the criminal justice process from arrest to post incarceration parole considerations.

Fall 2005      Juvenile Law – CRJU 215                      Longview Community College

This class is an examination of the Juvenile Justice System and explores issues relating to juvenile law from juvenile delinquency to termination of parental rights and adoptions.

Spring 2005	Special Issues in the Law – Probate – HUMS 167A	Longview CC
	This class examines issues relating to the Probate Code including guardianships, wills, trusts, and various other personal estate issues.	
Spring 2006	Legal Aspects of Corrections – CRJU 118	Penn Valley CC
Spring 2006 to present	Criminal Law I – CRJU 223	Longview CC
	This class explores the substantive criminal law and the elements of offenses including crimes against persons, property crimes, sexual offenses, offenses against the public order and municipal ordinance violations. Accomplice liability and complicity are also discussed in detail. Also explored are the various defenses to those crimes.	
Spring 2006 to present	Criminal Law and Procedure – PARA 126	Penn Valley CC
	This class explores the criminal law from a procedural standpoint discussing the steps in the criminal justice process from commission of the crime to post incarceration release into the community. Also prominent is the analysis of Constitutional issues relating to search and seizure, arrest and interrogation and the exclusionary rule.	
Fall 2006	Introduction to Criminal Justice – CRJU 101	Longview CC
	This is a basic introductory class into Criminal Justice exploring criminology, criminal procedures, and substantive criminal law in a broad overview type analysis.	
Fall 2009 to present	Ethics for the Paralegal – PARA 185	Penn Valley CC
	This class explores ethical issues as they relate to the paralegal and how to recognize and avoid the same. We discuss at length the Model Rules of Professional Conduct and how those relate to the paralegal vis a vis the legal profession as a whole.	
Fall 2011	Criminal Court Systems – CJ 2315	University of Central MO
	This course provides an overview of the goals, substance, and process of the criminal court system with an examination of current legal issues and trends in criminal justice.	
Spring 2012 to present	Case Prep and Courtroom Procedure – CJ4300	University of Central MO
	This course examines criminal procedure from arrest through trial. It includes	

preparation for and participation in mock trial.

- Fall 2012  
to present      Criminal Law and Procedure – CJ 2300      University of Central MO
- This course provides an examination of the major legal principles concerning the definition of crimes and defenses and the legal parameters of criminal investigation and prosecution.
- Spring 2013  
to present      Evidence and Courtroom Procedure – CJ 4302      University of Central MO
- This course examines the rules of evidence as they relate to the prosecution and defense of criminal cases: general provisions, judicial notice, presumptions, relevancy, privileges, witnesses, hearsay, expert testimony, authentication, and identification.
- Fall 2013  
To present      Criminal Evidence - PARA 224-4100      Penn Valley CC
- This class is an introduction and overview of Federal and State laws and rules pertaining to criminal evidence including admissibility, competency, relevancy, presentation of physical and other material evidence, direct and circumstantial evidence, hearsay and exceptions to the hearsay rule.

### **PERSONAL INFORMATION**

- Married:                      October 7, 1989 to Linda Marie Agnew  
   Three children: Katie, age 38 (stepdaughter), Maxwell, age 29 and  
   Madison, age 26  
   Three grandchildren: Raegan age 13, Jackson age 10 and Carter age 7
- Age:                              60
- Place of Birth:                Kansas City, Missouri. Grew up in Brookside/South Plaza neighborhood.