

#### Richard H. McLaren, C.Arb.

Dispute Facilitator

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# Alternative Dispute Resolution

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#### Richard H. McLaren:

Professor of Law; Former Associate Dean & Interim Dean of Law; Practising Lawyer; Commercial, Labour and Sports Arbitrator and Mediator international & domestic.

#### **Degrees**

C.Arb - Chartered Arbitrator ADR Institute of Canada

Barrister and Solicitor Member in good standing

Law Society of Upper Canada

LL.M. London School of Economics

and Political Science University of London

(Held MacKenzie King Scholarship)

LL.B. (cum laude) The University of Western Ontario

HB.A. Ivey School of Business

The University of Western Ontario

### **Olympic Arbitration Experience**

Member/Arbitrator Court of Arbitration for Sport, CAS 1994 – present

More than 100 CAS cases including many high profile cases in anti-doping and other sports disputes.

#### Member of the Ad Hoc panel of Arbitrators at the Olympic Games & Commonwealth Games

Winter Olympic Games	Nagano, Japan	1998
Summer Olympic Games	Sydney, Australia	2000
Winter Olympic Games (Reserve Panelist)	Salt Lake City, USA	2002
Commonwealth Games	Manchester, England	2002

Summer Olympic Games	Athens, Greece	2004
Winter Olympic Games	Turin, Italy	2006
Summer Olympic Games	Beijing, China	2008
<b>Professional Sports Experience</b>		
Arbitrator Anti-Doping Tribunal	Association of Tennis Professionals (ATP Tour)	1999 - 2006
Anti-Corruption Hearing Officer	Professional Tennis Integrity Unit Comprised of ATP; WTA; ITF and Grand Slam Board	2009 – present
Chair of the Anti-Doping Panel	European Tour PGA for men's Professional Golf	2007 - present
Salary Arbitrator	National Hockey League and the NHL Player's Association	1992 - 2000
Player/Agent Contract Arbitrator	National Hockey League Player's Association its agents and players	2001 - present
Arbitrator Anti-Doping Panel and Anti-Corruption Panel	International Cricket Council	2008 – present
Arbitrator	Canadian Football League	2011 - present
President	Basketball Arbitral Tribunal (formerly FIBA Arbitral Tribunal) Based in Geneva, Switzerland	2011 – present
Judge, International Court of Appeal	Fédération Internationale de l'Automobile (FIA) Based in Paris, France	2012 – present
Chairman of the Doping Hearing Panel	West Indies Cricket Board Based in Antigua, West Indies	2013 – present
Arbitrator	Swiss Arbitration Association	2014 -

# **Other Sport Arbitration Experience**

Arbitrator for ADRsportRED and later SDRCC from inception to the present

Member of the Panel of Arbitrators for the US Anti-Doping Agency from 2000 to 2009

#### **Harassment**

Member of a three person neutral arbitration panel established by the Centre for Sport and Law in Ottawa. Wrote an award imposing a suspension in a sexual harassment case involving a Canadian amateur female athlete and a Canadian international sports judge and sport official.

Commissioner of an Inquiry appointed to investigate alleged harassment

#### **International Commissions of Inquiry**

problems with Rugby Canada.

Appointed by USOC & USA Track & Field to be the chair of the	2000 & 2001
Independent International Commission of Inquiry into alleged cover	
ups at USATF. The Commission arose out of the positive doping tests at	
the Sydney Olympics of C.J. Hunter, then husband of Marion Jones. The	
Commission reported its findings on 11 July 2001 in a public document.	

Consultant to the Inquiry by Senator Mitchell into the Balco doping problem	2006 & 2007
and its relationship to professional baseball. I worked with Senator Mitchell	
and his team of lawyers on the Doping Control rules of baseball, how they	
were administered and what reforms were required. Report 13 December 2007.	

Principal investigator reporting to Board of Directors of a Swedish company	2007 - 2009
in the independent corporate investigation of alleged corruption and bribery	
of its Russian contractors working as doping control officers.	

Fédération Equestre Internationale (FEI) Commission – Anti-doping and	2009 - 2010
Medicine Legal Group.	

Adjudicator for dispute involving International Cricket Council and some	2013 - 2014
of its member affiliates.	

### **Human Rights**

Arbitrator	International Commission for	2001 - 2007
	Holocaust Era Insurance Claims (ICHEIC)	

Arbitrator for the ICHEIC Appeals Tribunal from 2001 to its windup in 2007.

2000

Completed 70 arbitrations under the English Arbitration Act.

Arbitrator for the ICHEIC Appeals Panel from 2006 until its windup in 2007. Completed 10 arbitrations under the Swiss Federal Code on Private International Law.

#### Mediation

Mediated many union management disputes.

1980 - present

Specialist in mediating large dollar commercial disputes.

1990 - present

# **ADR**

Founding Director of Sport Solution, financially supported by AthletesCan and the Dispute Resolution Centre at U.W.O. It is an athlete's advocacy and advice centre providing advice through specially trained students to members of AthletesCan who are Canada's elite performance athletes.

2000

Co-Chief Arbitrator of the ADRsportRED and subsequently the SDRCC from its inception until the position was abolished in 2006.

Member of the ADR Implementation Committee established by the Minister for Amateur Sport, to make recommendations on how to implement a sports alternative dispute resolution system for Canada 2001

Author of the comprehensive ADR book Innovative Dispute Resolutions: The Alternative! It is loose leaf and published by Carswell.

1994

#### **Sports Related Memberships**

Sports Lawyers Association since 1994

Vice Chair; now Chair of Advisory Board for the National Sports Law Institute at Marquette University, Milwaukee, USA.

Advisory Board of the Sports Law Institute of the Faculty of Law, Melbourne University, Melbourne, Australia

Visiting Professor – Sports Law Institute of the Faculty of Law, Melbourne University, Melbourne, Australia (2011; 2012 & 2014)

Visiting Professor – Faculty of Law, Sydney University, Sydney Australia (2012)