



**HON. EDWARD W. MCCARTY III (Ret.)**

*Judge of the Surrogate's Court, Nassau*

Honorable Edward W. McCarty III has an impeccable reputation for integrity, knowledge of the law and superior settlement skills. His distinguished judicial career spans 30 years and includes sitting on the benches of the District, Supreme and Surrogate Courts in Nassau County.

From 2011 until his retirement in 2015, Hon. McCarty served 5 years as Judge of the Surrogate's Court where he presided over trust and estate disputes, special education issues, and complex adoption disputes, one of which included complex international law mediation. Prior to his election to the Surrogate's Court, he spent nearly two decades as Supreme Court Justice handling complex tort litigation and commercial disputes, medical malpractice including nursing home/hospital matters and personal injury cases.

Hon. McCarty's vast experience on the bench gave him the opportunity to rule over many areas of the law that included commercial, trusts and estates, international, art valuation and ownership, professional liability, insurance, government, medical malpractice, professional malpractice, premises liability and personal injury. He is known as a hard-working detail-oriented judge whose even-handed demeanor makes him highly-effective in facilitating the resolution of complex matters. He is particularly adept at winning the confidence of counsel and clients alike. His ability to approach matters fairly and in an unbiased manner along with his openness and willingness to listen to arguments, make Judge McCarty extremely well-suited to arbitrate and mediate cases. He is known for his impartiality and is well-respected by both sides of the bar.

As a longtime member of the National Institute of Trial Advocacy (NITA), Judge McCarty has broad experience in preparing attorneys for high stakes litigation providing invaluable feedback regarding the effectiveness of various trial strategies being considered. In doing so, he has advised hundreds of attorneys, as they have prepared for trial, with new approaches, new skills and fundamentally changed the way they have represented clients.

According to the most recent edition of the New York Judge Reviews, attorneys who have appeared before Judge McCarty have commented that he has: "a high level of integrity and good intentions"; "very knowledgeable about the law with very well-reasoned decisions"; "even and unbiased"; "a good settler, very actively involved; makes an effort to get a meeting of the minds."

In addition to his commitment to the practice of law and justice, Hon. McCarty is well known for his humanitarian efforts in world affairs, both domestically and internationally. In 2010, he was designated a fellow in the ASTAR Judge Program (Advanced Science and Technology Adjudication Resource project) which provided an advanced level of scientific and technological training to better manage and adjudicate cases. Prior to that, he was appointed by the International Judicial Institute as a participant at the Sir Richard May International Law Seminar at The Hague, Netherlands and the Cassin Seminar on Human Rights Law in Strasbourg, France which addressed international law and human rights issues.

During a 15-year period (1990 - 2005), Judge McCarty participated in numerous national and international altruistic endeavors assisting those in distress. In 1990, he was an Assistant Mission Director for the Department of Defense and provided humanitarian support to Afghan refugees in Pakistan. In 1991, he was part of a 50-member Kuwaiti Task Force that re-established essential government services to Kuwait. In 1994, he helped restore judicial services to Slovenia and Albania (The Balkans) after a long period of unrest in that region and did the same for the government of Haiti the following year. In 2005, Judge McCarty spent a month as the Disaster Relief Coordinator in Louisiana in the wake of Hurricane Katrina acting as a liaison between FEMA and the American Red Cross.

In addition to being a NAM neutral, Judge McCarty is a Special Professor of Law at Hofstra Law School and an Adjunct Professor of Law at St. John's University Law School where he has taught pre-trial skills, medical malpractice and estate planning.

Judge McCarty is available to hear cases throughout the New York Metro area.

### AREAS of EXPERIENCE

- |                               |   |                             |
|-------------------------------|---|-----------------------------|
| ■ Art Valuation and Ownership | ■ Insurance                             | ■ Premises Liability        |
| ■ Attorney Malpractice        | ■ International Law                     | ■ Professional Liability    |
| ■ Biotechnology               | ■ Legal Ethics/Professional Liabilities | ■ Religious Institutions    |
| ■ Clergy Abuse                | ■ Medical Malpractice                   | ■ Technology & Science      |
| ■ Commercial                  | – Nursing Home/ Hospital                | ■ Torts & Product Liability |
| ■ Education Law               | ■ Negligence                            | ■ Trusts and Estates        |
| ■ Government                  | ■ Personal Injury                       |                             |

### LECTURES and PUBLICATIONS

- Adjunct Professor of Law, St. John's University School of Law, 2011-Present
- Special Professor of Law, Hofstra University School of Law, 2004-Present
- Professor, Touro Law School Trial Advocacy Institute, 2004
- Professor, The New York State Judicial Institute, 2004
- Adjunct Professor, Widener University School of Law, 1995-2000
- Lecturer, West Point, 1988
- Professor, The National Institute of Trial Advocacy, 1982-Present
- Professor, Trial Techniques Hofstra University School of Law, 1978-Present

### HONORS and AWARDS

- Retired Colonel from the Judge's Advocate General's Corp of the United States Army
- Legion of Merit - Bronze Star, United States Army - Operation Desert Storm
- Court Officer Benevolent Association Award – Participation in Operation Desert Shield
- AHRC Award – Provided support to children affected with disabilities
- American Red Cross Certificate of Achievement – Hurricane Rita and Katrina Disaster relief in Louisiana
- Certificate of Appreciation – Haitian Government for court restoration project

### JUDICIAL EXPERIENCE

- Judge, Surrogate's Court, Nassau County, 2011-2015
- Justice of the New York Supreme Court, Nassau County, 1992-2010
- Judge, District Court, Nassau County, 1985-1991

### LEGAL EXPERIENCE

- Assistant District Attorney, Nassau County Office of the District Attorney, 1972-1985
- Assistant Counsel, New York State Supreme Court, Judicial Inquiry of Professional Conduct, 1971-1972
- United States Army Reserve Judge Advocate General Corps, 1970-2000

### PROFESSIONAL LICENSES and ADMISSIONS

- New York State Bar, 1971

### PROFESSIONAL AFFILIATIONS and ASSOCIATIONS

- Judicial Participant, Massachusetts Institute of Technology (MIT), DNA Evidence, 2011
- Judicial Participant, Cassin Seminar on Human Rights Law, Strasbourg, France, 2009
- Judicial Participant, Sir Richard May International Law Seminar, The Hague, Netherlands, 2008
- Disaster Relief Coordinator, New York State Flooding, 2006
- Disaster Relief Coordinator, Hurricane Katrina, 2005
- Contributor, Central Eastern European Legal Initiative – American Bar Association: Code of Bulgarian Judicial Ethics and Concept Paper European Legal Ethics
- Department of Defense Task Force – participated in restoration of judicial and prosecution services in Haiti, 1995
- Participant - German Seminar to Assist the Establishment of Due Process in Eastern European countries, 1995
- Participant – Provided legal assistance to Albania and Slovenia, 1994
- Member of the Kuwaiti Task Force – Participated in the restoration of judicial services to Kuwait City, Kuwait after Operation Desert Storm, 1991
- Assistant Mission Director for the Department of the Defense to Afghan refugees, Islamabad, Pakistan, 1990

### EDUCATION

- St. John's University Law School, J.D., 1970
- Siena College, B.S., 1967
- ASTAR Fellowship, Advanced Science and Technology Adjudication Resource Project Judges Program (designated by the U.S. Department of Justice), 2010
- Brookings Institute, 2004
- U.S. Army War College, Diploma, 1993
- NYU Post Graduate Medical School (Forensic Science), Certificate, 1982
- Foreign Services Institute (U.S. State Department), Diploma, 1971