



# THE NORTH CAROLINA DISPUTE RESOLUTION COMMISSION

## **Notice of Reinstatement**

**Mediator:** Michael E. McDaniel, Esq.

**Date:** May 21, 2019

The Commission's Grievance and Disciplinary Committee suspended the superior court certification of mediator Michael E. McDaniel for a period from April 25, 2018 – April 25, 2019. Upon the completion of the suspension period, and meeting certain conditions imposed by the Grievance and Disciplinary Committee, Mr. McDaniel submitted a Petition for Reinstatement to the Commission on May 6, 2019. The full Commission met on May 17, 2019, and approved Mr. McDaniel's Petition for Reinstatement. Mr. McDaniel is hereby recertified by the Dispute Resolution Commission to conduct mediations in the mediated settlement conference program in superior court civil actions.



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## Public Sanctions Imposed

**Mediator:** Michael E. McDaniel, Esq.

**Sanction:** Suspension

**Date:** June 12, 2018

The Commission's Grievance and Disciplinary Committee has suspended the superior court certification of Raleigh attorney and mediator Michael E. McDaniel.

Court staff in three separate superior court judicial districts reported to the Commission that Mr. McDaniel was not meeting his case management responsibilities, i.e., he was not filing his Reports of Mediator timely, if at all, and was not meeting deadlines for completion set by the court. In addition, court staff reported that Mr. McDaniel was not responsive to their emails and calls, including failing to respond to the request of a senior resident superior court judge who sought to arrange a meeting with him to discuss his conduct.

Commission staff filed a formal complaint against Mr. McDaniel citing the concerns noted above. Mr. McDaniel failed to respond to that complaint. Based on the evidence provided by court staff regarding Mr. McDaniel's conduct and his failure to respond to the complaint filed by Commission staff, the Commission's Grievance Committee determined to suspend Mr. McDaniel's certification. The suspension is for a year period from April 25, 2018 - April 25, 2019. However, Mr. McDaniel must meet certain conditions to, again, become eligible to mediate superior court cases.