

**Public Employment Relations Board  
80 Wolf Road, Suite 500  
Albany, NY 12205-2656**

**RESUME OF PANEL ARBITRATOR**

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FULL NAME: Larry Magarik, Esq.

CITY, STATE, ZIP: New York, NY 10003

OCCUPATION: Labor and Benefits Attorney and Arbitrator

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**EDUCATION:**

Yale University B.A. cum laude 1974; Cornell University New York State School of Industrial and Labor Relations 1973; New York University School of Law J.D. Root-Tilden Scholar 1978

**PROFESSIONAL AFFILIATIONS:**

PERB Private Sector Grievance Arbitration Panel; New Jersey State Board of Mediation Arbitration Panel; Americal Health Lawyers Dispute Resolution panel; New York City Bar Association Benefits and Executive Compensation Committee; New York City Bar Association Legal Referral Service Panel; Association of Benefit Plan Administrators; International Foundation of Employee Benefit Plans; Adjunct Instructor New York State School of Industrial and Labor Relations Cornell University; New York State Bar Association.

**ARBITRATION EXPERIENCE & TYPES OF ISSUES OR GRIEVANCES DISPOSED OF:**

Hundreds of arbitration in private and public sector labor relations as well as commercial, health and other arbitrations and mediations; Independent Fiduciary US Department of Labor Orphan Plan Program; various arbitration panels in all industries and fields; private practice of labor, benefits and employment law since 1978.

**MEDIATION & FACT-FINDING EXPERIENCE:**

Negotiated collective bargaining agreements and handled mediations, arbitrations, trustee deadlocks and grievances in variety of industries, including hospitals, auto dealerships, day care, social service, non-profit agency, distillery, warehouse, electrical, hat, garment, clothing, retail, wholesale, home care, supermarket, bus lines and other industries and fields, professional, clerical and industrial.

**OTHER RELEVANT OR EQUIVALENT EXPERIENCE:**

Issues arbitrated include discharge, suspension discipline, arbitrability, absenteeism, job classification, assignments, seniority, management rights, fringe benefits, subcontracting, unit scope, contract interpretation, disability, fund contributions, withdrawal liability, trustee impasses, past practice, and many others. Special expertise in pension and health benefit issues.

**PER DIEM FEE:** \$ 750

**ADJOURNMENT FEE:** \$ 750 per diem charged if less than ten (10) days' notice of cancellation.

**SUBMITTED BY ARBITRATOR LARRY MAGARIK ON September 22, 2010**

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**BILLING DISCLOSURE STATEMENT**

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ARBITRATOR'S NAME: **LARRY MAGARIK, ESQ.**

The following is a description of my fees and expenses:

A) HEARING TIME.

(1) My per diem is \$750 for each day or any part thereof spent hearing a case.

(2) If a hearing day exceeds \_\_\_\_\_ hours, I charge:

a second full per diem

a prorated per diem

no additional charge

other (describe) :

(3) Additional comments:

B) STUDY TIME.

(1) I charge \$ 750 for each day spent in preparation of the opinion and award.

(2) This charge  will  will not be prorated for partial days devoted to such preparation.

(3) Additional comments:

C) TRAVEL TIME AND EXPENSES.

(1) When travel time plus hearing time exceeds \_\_\_\_\_ hours in a calendar day:

Not applicable (no additional charge)

I charge as follows (describe):

(2) I charge for actual, travel-related expenses incurred in connection with the case  YES  NO.

Where appropriate, a mileage charge for auto travel will be billed at:

Prevailing IRS rate

Other (describe):

(3) When the scheduled hearing day(s) requires an overnight stay:

There is no charge, other than for lodging and subsistence.

I charge as follows (describe):

(4) Additional Comments:

D) POSTPONEMENT OR CANCELLATION FEES.

A fee of \$ 750 will be charged unless I receive notice of a postponement or cancellation:

Within 10 calendar days of the scheduled hearing date

Other (describe):

E) ADDITIONAL CHARGES. I charge separately for expenses incurred in connection with the following:

Docketing (describe): .....  Yes  No

Duplication .....  Yes  No

Fax .....  Yes  No

Finance or late payment charge (describe): .....  Yes  No

Postage .....  Yes  No

Secretarial .....  Yes  No

Telephone .....  Yes  No

Other (describe):

F) GENERAL TERMS.

(1) Billing for fees and expenses will be divided equally between the parties unless otherwise required by the collective bargaining agreement or the conditions of the appointment.

(2) Other conditions (describe):

G) OTHER INFORMATION/COMMENTS:

**SUBMITTED BY ARBITRATOR LARRY MAGARIK ON September 22, 2010**

**IMPORTANT**

**THIS FORM IS NOT INTENDED TO SUGGEST THE SERVICES FOR WHICH AN ARBITRATOR SHOULD OR SHOULD NOT CHARGE. IT PRESENTS THE MOST RECENT INFORMATION PROVIDED BY THE NAMED ARBITRATOR TO THE NEW YORK STATE PUBLIC EMPLOYMENT RELATIONS BOARD, WHICH BEARS NO RESPONSIBILITY FOR ERRORS OR OMISSIONS CONTAINED ON THE FORM, OR FOR VARIANCES IN ACTUAL PRACTICE BY THE ARBITRATOR.**