



HON. DAVID ELLIOT

Justice, Supreme Court of the State of New York, Queens County and Associate Justice, Appellate Term, Second Judicial Department, 2nd, 11th and 13th Judicial Districts (Ret.)

After a distinguished twenty-plus year legal career in public service, Hon. David Elliot is applying his vast experience and knowledge to the alternative dispute resolution arena and brings with him judicial insight, wisdom and experience as a mediator and arbitrator to NAM.

Judge Elliot was first elected to the Civil Court of the City of New York for a term beginning in 2001. Shortly thereafter, he was elected to serve on the Supreme Court of the State of New York and was re-elected in 2017. During his tenure on the bench, he was appointed by the Chief Administrative Judge to

be a member of the New York State Advisory Committee on Judicial Ethics where he served for ten years and continues to serve as a faculty member. In 2014, he was appointed to serve concurrently as a New York Supreme Court Justice and as an Associate Justice of the Appellate Term of the Supreme Court for the 2nd, 11th and 13th Judicial Districts, hearing appeals from the Civil and Criminal Courts.

During his first three years on the Supreme Court bench, Judge Elliot served in the City Part handling tort cases in which the City of New York was a defendant. Thereafter, he sat in an I.A.S. (Individual Assignment System) Part, handling a wide range of cases and trials including negligence and personal injury, medical and legal malpractice, commercial transactions, real property, and insurance disputes. He has overseen countless jury and non-jury trials and has presided over thousands of cases in the Trial Scheduling Part (TSP), which included numerous settlement conferences. In 2020, he was assigned more than 600 virtual conferences in trial ready cases. A year later, he presided in the TSP, as well as serving as one of five presiding judges, over the Appellate Term cases in Queens, Kings and Richmond counties, in addition to his other duties.

Judge Elliot has been involved in all manner of negotiations, disputes and legal proceedings. Prior to his judicial career, he was a partner with a prominent New York law firm where he handled litigation for both personal injury and commercial matters in the Civil and Supreme Courts, as well as real estate transactions. His experience as a judge, combined with time spent in private practice, has given him a broad range of knowledge in numerous areas of the law and is known for his ability to clearly identify the problem at hand and move cases toward an efficient and equitable resolution.

In the New York Judge Reviews and Court Directory, practicing attorneys that have appeared before Judge Elliot have commented:

- "His knowledge of law is excellent;"
- "Simply an outstanding jurist. Pleasant and professional;"
- "Maybe the best judge in the county and is seen that way by both the plaintiff and the defense bar;"
- "Extremely bright and knowledgeable yet modest. Perfect judicial temperament;"
- "He's very bright and unquestionably experienced and he grasped the nuances of each side's position.;" and
- "He will make every attempt to settle cases and will treat both sides with respect."

Judge Elliot served as pro bono counsel to the New York State Volunteer Ambulance & Rescue Association, Forest Hills Volunteer Ambulance Corps, Flushing Community Ambulance Corps and West Queens Mutual Aid Backup System. He has lectured on Good Samaritan Laws and the importance of emergency services providing valuable information to the local community.

He is available to arbitrate and mediate cases throughout New York State.

AREAS OF EXPERIENCE

- Commercial
- Medical and Legal/Professional Malpractice
- Negligence
- Personal Injury
- Real Estate

HONORS AND AWARDS

- Forest Hills Volunteer Ambulance Corps
 - Outstanding Legal Service Award
 - Citation for Community Service

LECTURES and PUBLICATIONS

- Lecturer, Landlord and Tenant Law, Queens County Bar Association
- Lecturer, Good Samaritan Laws, New York State Volunteer Ambulance and Rescue Association

JUDICIAL EXPERIENCE

- Associate Justice, Appellate Term, 2nd, 11th and 13th Judicial Districts, 2014 – 2021
 - Presided over the City Part, 2004 – 2006
 - Assigned to IAS part, 2007 – 2021
- Judge, Civil Court of the City of New York, 2001 – 2003

LEGAL EXPERIENCE

- Partner, Gitomer, Schwimmer, Berns & Elliot, PLLC, 1986 – 2000
- Sole Practitioner, 1983 – 1986
- Law Assistant Trial Part, Civil Court of the City of New York, 1980 – 1983

PROFESSIONAL LICENSES and ADMISSIONS

- New York State Bar, 1980
- United States District Court for the Eastern and Southern Districts of New York
- Florida State Bar, 1980

PROFESSIONAL AFFILIATIONS and ASSOCIATIONS

- Advisory Committee on Judicial Ethics, 2009 – Present
- Chair of the Board of Trustees, Queens County Supreme Court Library, 2005 – 2007
- Vice President and Member of the Board of Directors, Queens Centers for Progress (formerly known as United Cerebral Palsy of Queens)
 - Member of the board of directors for over thirty years
- Former Pro bono counsel, New York State Volunteer Ambulance & Rescue Association, Forest Hills Volunteer Ambulance Corps, Flushing Community Ambulance Corps, West Queens Mutual Aid Backup System
 - Member of Forest Hills Volunteer Ambulance Corps for over forty years

EDUCATION

- St. John's University School of Law, J.D., 1979
- Queen College of the City University of New York, B.A., 1976