

**United States Bankruptcy Court
Eastern District of New York**

January 8, 2014

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I. Profession

Attorney and Mediator

Bar Admissions:

- State of New York, 1972
- U.S. District Courts, Southern and Eastern Districts of New York, 1973
- U.S. Court of Appeals, 2d Cir., 1973
- Supreme Court of the United States, 1978 (approx.)

II. Professional Organizations

- New York City Bar, 1972-present – Active
- New York County Lawyers Ass'n, 1997 (approx.)-present – Active
- Federal Bar Council, 1997 (approx.)-present – Active

III. General Professional Experience

I have practiced law for more than 40 years, as a government attorney, general civil litigator, and in-house counsel for a securities firm. From 1974 to 1988 I was an Assistant U.S. Attorney in the Civil Division of the Southern District of New York, where I served as Chief Appellate Attorney and Deputy Chief of the Civil Division. From 1988 to 2003 I was in charge of litigation at Kidder, Peabody & Co. Incorporated, a now-defunct securities firm. Since 2003 I have been in private practice, serving among other things as a consultant in regulatory matters at Prudential Equity Group (2004-2005) and as part-time general counsel and chief compliance officer to a small hedge fund (2006-2013). In 2001 I received mediation training and have served as a mediator since that time.

IV. Experience and Familiarity with Bankruptcy Law

When I was an in-house attorney at Kidder, Peabody & Co. I supervised outside counsel representing the firm in a small number of bankruptcy matters where Kidder was a creditor or a party to an adversary proceeding. As an Assistant U.S. Attorney I supervised attorneys handling bankruptcy matters for the United States.

V. Mediation Training

In June 2001 I received two days' mediation training under the auspices of the Southern District of New York pro-bono ADR program. The instructors were Linda Singer and Michael Lewis. Also in June 2001 I attended a week-long mediation workshop given by the Harvard Law School Program of Instruction for Lawyers. The instructors were Professor Frank Sander, Linda Singer, and Michael Lewis. Also: Program, "The Win-Win Solution: Guaranteeing Fair Shares to Everyone," February 28, 2007, sponsored by U.S. District Court, E.D.N.Y. Alternative Dispute Resolution Dep't; Program, "Deconstruction of an Employment Mediation," April 10, 2006, sponsored by 2d Circuit Judicial Council; Advanced mediation seminar sponsored by Association of the Bar of the City of New York, February 28, 2003.

VI. Mediation Experience

Since 2001 I have conducted mediations as a volunteer for the District Courts of the Eastern and Southern Districts of New York. I am on the Bankruptcy Court mediation panel of the Southern District of New York. I have also participated in at least 12 mediations as a party representative.

VII. Areas of Expertise

General civil and commercial litigation, securities litigation and regulation including broker-dealer customer matters, employment litigation, government litigation including administrative law and tort matters.

VIII. General Pertinent Business or Legal Experience

See above.

IX. Other Pertinent Information

- Columbia Law School, J.D. 1971
- Harvard College, A.B. 1968
- Law Clerk to Judge Paul R. Hays, U.S. Court of Appeals, Second Circuit, 1971-1972

X. Fee Structure (Compensation and Expense Reimbursement)

\$450 per hour plus out-of-pocket expenses.

XI. Pro Bono Preference

Brooklyn

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