

Rocco A. Cavaliere
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Date: 8/30/2022

I. Professional	Accrediting Agency or Jurisdiction	Date of Admission
Attorney	New Jersey	2000
Attorney	New York	2001
Attorney	Southern District of New York	2001
Attorney	Eastern District of New York	2002

II. Professional Organization	Date of Admission	Active/Inactive
NYCLA	2016	Active
ABI	2005	Active
TMA	2007	Inactive
NYIC	2006	Inactive

III. General professional experience:

I have been practicing in the area of bankruptcy and corporate reorganizations for my entire career, i.e. approximately 22 years. I regularly represent debtors, trustees, creditor committees, secured lenders, creditors, shareholders, directors and officers, and purchasers in bankruptcy cases, regarding all aspects of a case, including contested matters relating to cash collateral/financing, plan confirmation, sale/assumption and assignment, and claim objections. Furthermore, I have extensive experience representing plaintiffs or defendants in adversary proceedings involving, among other things, preferential and fraudulent transfers, equitable subordination and recharacterization, turnover, breach of fiduciary duty, and numerous state law causes of action.

While a majority of my practice relates to bankruptcy cases and adversary proceedings in the Southern and Eastern Districts of New York, I have also appeared *pro hac vice* in numerous other jurisdictions on behalf of clients in numerous industries.

Aside from my primary work as a bankruptcy and corporate reorganization partner, I have also handled numerous commercial litigation matters in state court.

Presently, I am a partner in the firm of Tarter Krinsky & Drogin, a 95 attorney full service firm, with a bankruptcy/insolvency group with 8 experienced attorneys. Before joining Tarter Krinsky & Drogin in 2012, I was an associate in the New York office of Blank Rome LLP.

IV. General pertinent experience:

I have acted as a mediator in several adversary proceedings seeking the return of alleged avoidable transfers in the *In re Gordman Stores, Inc., et al.*, bankruptcy cases, pending in the United States Bankruptcy Court for the District of Nebraska. I also served as a mediator in an adversary proceeding pending in the highly publicized Fyre Festival case in which I successfully mediated a dispute concerning an alleged preferential transfer aggregating approximately \$1.5 million. Further, I served as a mediator of an adversary proceeding in the Northwest Company case involving two separate defendants seeking approximately \$5 million in damages in which a partial settlement with one of the defendants was reached with the Trustee and approved by the Court.

I have represented litigants, both as plaintiff's counsel and defendant's counsel in numerous mediations in the Southern District of New York and elsewhere. Among other high-profile mediations, I handled the successful mediations of multi-million dollar disputes on behalf of (i) insiders in an adversary proceeding related to the *Vivaro* Chapter 11 bankruptcy case, involving preferential and fraudulent transfer and breach of fiduciary duty litigation and (ii) Deborah Piazza,

as Chapter 7 Trustee in the *Windsor Financial Group* bankruptcy case, involving her claims for breach of contract and tortious interference, among other things, against Windsor's retail licensing partner, Asics America Corporation. I have also settled hundreds of disputes over the years as counsel to constituents in a bankruptcy case or adversary proceeding.

V. Mediation training:

On March 14, 2017 through March 16, 2017, I engaged in a productive and meaningful 3-day mediation training program (with role playing) titled Dispute Resolution Commercial Mediation Training Program, sponsored by the New York State Bar Association.

VI. Pertinent bankruptcy training:

As stated, I have been practicing in the area of bankruptcy and corporate reorganization for over 22 years. After graduation and continuing through my employment at Tarter Krinsky, I received years of bankruptcy training from numerous partners and mentors at Blank Rome LLP, handling large and middle-market bankruptcy cases on behalf of debtors in possession, creditor committees, and secured lenders, among other constituents. Previously, while in law school, I gained valuable experience and insights as an intern for the Honorable Tina L. Brozman and as a law clerk at Gainsburg & Hirsch LLP.

Currently, I am Co-Chair of the Committee on Bankruptcy for the New York County Lawyers Association.

Additional information about my experience may be found at the following website:
<http://www.tarterkrinsky.com/>

VII. General pertinent business or legal experience:

Prior to obtaining a law degree at Brooklyn Law School, I obtained a Bachelor degree in Finance from St. John's University. My background in this area has positioned me well in my practice, allowing me to understand, analyze and decipher balance sheets, income statements, and operating reports, among other things; see generally, Sections III to VI for additional information regarding my pertinent business and legal experience. More information is available at www.tarterkrinsky.com.

Finally, mediated disputes are often necessary in cases in which there is a need for a quick, efficient and inexpensive resolution to a dispute, especially in cases which are administratively insolvent. Thus, to that end, and pertinent to a constituent's decision to hire a mediator, my billing rate (\$650/hour) is competitive for a practitioner with my experience. However, notwithstanding, I am also open to discussing flat fee arrangements with the parties to a dispute.