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| <b><u>I.</u></b> | <b><u>Profession</u></b> | <b><u>Accrediting Agency or Jurisdiction</u></b> | <b><u>Date of Admission</u></b> |
|------------------|--------------------------|--|---------------------------------|
|                  | Attorney                 | State of New York                                | 1983                            |
|                  |                          | State of Texas                                   | 2008                            |
|                  |                          | U.S. Ct. of App., Second Circuit                 | 1988                            |
|                  |                          | U.S. Dist. Ct., E. Dist. New York                | 1987                            |
|                  |                          | U.S. Dist. Ct., N. Dist. New York                | 1991                            |
|                  |                          | U.S. Dist. Ct., S. Dist. New York                | 1987                            |
|                  |                          | US. Dist. Ct., W. Dist. New York                 | 1991                            |
|                  |                          | U.S. Dist. Ct., N. Dist. Texas                   | 2009                            |
|                  |                          | U.S. Dist. Ct., S. Dist. Texas                   | 2009                            |

| <b><u>II.</u></b> | <b><u>Professional Organization</u></b> | <b><u>Date of Admission</u></b> | <b><u>Active/Inactive</u></b> |
|-------------------|---|---------------------------------|-------------------------------|
|                   | American Bankruptcy Institute           | 1996                            | Active                        |
|                   | New York State Bar Association          | 1992                            | Active                        |
|                   | The New York City Bar                   | 1988                            | Active                        |
|                   | American Bar Association                | 1994                            | Active                        |
|                   | Turnaround Management Association       | 2014                            | Active                        |

### **III. General Professional Experience:**

Ira Herman concentrates his practice on domestic and cross-border insolvency, commercial and bankruptcy litigation and corporate governance matters. He regularly represents buyers of distressed assets and provides counsel concerning troubled commercial real estate, including securitized loans (CMBS). As a mediator, Ira has been able to facilitate the resolution of controversies involving U.S. and non-U.S. parties concerning bankruptcy and commercial law issues, including preference, fraudulent conveyance and contract claims.

### **IV. Experience and Familiarity with Bankruptcy Law:**

Mr. Herman has represented constituencies in bankruptcy and debtor and creditor matters for over 35 years. Additionally, he has extensive experience representing lenders and borrowers and has provided counsel with regard to commercial and contract litigation, mortgage defaults, corporate governance and other matters.

While attending Boston University School of Law, Mr. Herman received the American Jurisprudence Award in Bankruptcy and Creditors Rights as well as the Henry Friedman-Excellence in Debtor-Creditor Law award.

**V. Mediation Training**

Mr. Herman completed a mediation skills training course presented by the Mediation & Effectiveness Training Institute, co-sponsored by NASD Regulations USBC-SDNY, on September 30 - October 2, 1996.

**VI. Mediation Experience**

Mr. Herman has successfully served as mediator with respect to fraudulent conveyance and preferential transfer claims, plan issues, real estate matters, corporate governance matters, and issues arising with respect to disputed secured and unsecured claims. Additionally, he has participated in Court directed mediation of commercial disputes involving interests in real property, plans of reorganization, and other business matters.

**VII. Area of Expertise**

|                                   |                                  |
|-----------------------------------|----------------------------------|
| Debtor and Creditor Law           | Secured Lending                  |
| Bankruptcy Litigation             | Corporate Governance             |
| Bankruptcy Reorganization         | Lender Liability                 |
| Restructuring                     | Cybersecurity and Electronically |
| Distressed Mergers & Acquisitions | Stored Information and related   |
|                                   | Discovery issues                 |

**VIII. General Pertinent Business or Legal Experience**

Mr. Herman has participated as counsel to parties in numerous mediations in commercial and bankruptcy law cases around the country. He has recent trial experience involving lender liability and corporate governance issue.

**IX. Other Pertinent Information**

Mr. Herman currently serves as Chairman of the Steering Committee for the NYC Bankruptcy Assistance Project. He previously served as Chairman of the Committee on Bankruptcy Law for the Business Law Section of the New York State Bar Association and of the ABI Asset Sale Committee.

Mr. Herman regularly lectures and writes on bankruptcy and commercial law issues. He has been an Adjunct Professor at St. John’s School of Law Bankruptcy LL.M. Program, and at the Pace University School of Law.

**X. Fee Structure (Compensation and Expense Reimbursement):**

Generally hourly, but willing to craft alternative fee arrangements as circumstances warrant.

**XI. Pro Bono Preference: Brooklyn**