Joseph S. Maniscalco Dated: January 30, 2023 3305 Jerusalem Avenue, Suite 201

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I.	Profession	Accrediting Agency or Jurisdiction	Date of Admission
	Attorney	State of New York	1996
		United States District Court Southern District of New York	1996
		United States District Court Eastern District of New York	1996
		United States District Court Eastern District of Michigan	2022

II.	Professional Organization	Date of Admission	Active/Inactive
	Nassau County Bar Association	1994	Active
	New York State Bar Association	1995	Active
	American Bankruptcy Institute	1996	Active
	Turnaround Management Association, Long Island Chapter	1999	Active
	Association of Trial Lawyers	2004	Active
	National Association of Bankruptcy Trustees	2005	Active

III. General Professional Experiences

My experience with bankruptcy law started in 1993 working as a law clerk at the Office of the United States Trustee for the Eastern District of New York. From there, I joined the firm Jaspan Schlesinger Silverman & Hoffman, LLP, working in its prestigious bankruptcy department.

My daily practice entails primarily representing Bankruptcy Trustees pursuing liquidating assets for the benefits of creditors. This creates an extensive litigation practice. I also represent Chapter 11 Debtors and Chapter 7 Consumer Debtors. Outside of bankruptcy, I have extensive experience in real estate transactions representing buyers, sellers, and lenders. The last aspect of my practice includes commercial business transactions. This involves representing many medium sized businesses as their counsel, doing contract negotiations, buy/sell agreements, and corporate transactional documents. My practice has also led to wills, trust and estates, and estate planning. Finally, my practice also has a heavy concentration in foreclosure defense.

IV. Experience and Familiarity with Bankruptcy Law

Over the last twenty (25) years, I have obtained extensive experience and familiarity with bankruptcy law, business transactions and forensic accounting. That experience has involved thousands of cases, including contested matters and trial. My firm represents several Chapter 7 Trustees in the Eastern District of New York and Southern District of New York. My firm has a large presence in bankruptcy matters of all types.

V. Mediation Training

I have read 2 books on mediation: (a) The Mediator's Handbook, by Jennifer Beer and Eileen Stief, and (b) Basic Skills for the New Mediator, by Alan Goodman. I have also read "Getting to Yes" by Robert Ury.

I have also been involved in dozens of mediations on behalf of clients and believe that my practical experience as a bankruptcy litigator representing Trustees has assisted in understanding the importance of the dispute resolution process.

I completed training at the Southern District of New York under the Abrams Mediation Training and Negotiation for three (3) full days. I also completed a mediation training workshop sponsored by the Nassau Bar Association and the Turnaround Management Association for 3 hours.

VI. Mediation Experience

I have extensive mediation experience dealing with smaller consumer matters and large complex transactions. I have been selected as mediator in numerous adversary proceedings and have a developed understanding of litigation. This enables me to see all facets of a case and balance the necessary costs of continued litigation.

VII. Area of Expertise

My expertise is in matters of bankruptcy, business transactions and real estate. I have handled smaller matters under \$50,000 as well as complex cases where the dispute is in the tens of millions of dollars. My knowledge of business, bankruptcy, and real estate has embellished my expertise. I also have an extensive background in accounting and matters of forensic investigation. I have been retained as special counsel in some of the larges Ponzi scheme cases in the Eastern District of New York.

VIII. General Pertinent Business or Legal Experience

I have represented parties in virtually all aspects of bankruptcy cases and out of court restructuring. Although most of my practice is dedicated to complex business litigation, I have forged a reputation as a keen advocate who understands the balance of litigation costs and risk. That experience allows me to excel when trying to advance a client's position and determine where compromise is most needed.

I authored a Hofstra Law Review Journal Note entitled, <u>At the Crossroads of Environmental Laws and the Bankruptcy Code: Abandonment and Trustee Personal Liability</u>, vol. 23:879. This Note was published in Hofstra Law Review and awarded First Place in the 1995 New York State Bar Association Environmental Law Essay Contest. I was also the former Chair of the Bankruptcy Committee for the Nassau County Bar Association.

IX. Other Pertinent Information

Representing clients in every aspect of a bankruptcy case provides a broad range of capabilities and allows one to understand the Bankruptcy Code from all angles. This has allowed me to develop an ability to understand trial practice, post-trial briefs, discovery issues, burdens of proof, and the costs involved in pursuing litigation. This experience is important is mediating disputes between parties.

X. Fee Structure (Compensation and Expense Reimbursement)

My current hourly rate is \$650.00 per hour. I am willing to work with the parties to determine an appropriate fee structure and expense reimbursement. Most of my mediations are at hourly rates between \$475 and \$550 depending on the complexity of the case.

XI. Pro Bono Preferences: Brooklyn, Central Islip or both offices

Both offices.