

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

Judy Weiker

May 5, 2022

Firm: Manewitz Weiker Associates, LLC.
Address: 646 Somerset Drive W
Indianapolis, IN 46260
Telephone: 973-768-2735
Email: judy@manewitzweiker.com
Website: www.manewitzweiker.com

- I. **Profession:** Principal of Restructuring Advisory Firm
Certified Insolvency Restructuring Advisor ("CIRA")
Mediation services for Bankruptcy and Financial Restructuring

<u>Accrediting Agency or jurisdiction</u>	<u>Date of Admission</u>
Association of Insolvency and Restructuring Advisors – CIRA	2011
Virginia State Bar*	1988
District of Columbia Bar*	1989
Indiana Bar*	1991

* I have maintained my State Bar memberships as associate/in-active status.

Education:

Boston University – Masters of Law in Banking Law - 1989
George Washington University – *Juris Doctor* – 1988
University of Michigan – Bachelor of Arts with Distinction – 1984

- II. **Professional Organizations:**
National Association of Bankruptcy Trustees (NABT), Subchapter V
Membership Chair
American Bankruptcy Institute (ABI), Mediation Committee member. Model
Mediation Rules subcommittee. Co-chair, Mediation newsletter.
Association of Insolvency and Restructuring Advisors (AIRA)
New York Institute of Credit (NYIC)
International Women's Insolvency and Restructuring Confederation (IWIRC)

- III. **General Professional Experience:**
Restructuring professional with over 25 years experience in finance and workouts of underperforming assets. Proven ability to facilitate restructuring initiatives of varying complexities and achieve consensus among competing interests. Ms. Weiker is a Certified Insolvency Restructuring Advisor ("CIRA"), for which she has demonstrated over 4,000 hours of specialized, diverse and relevant distressed business experience.

Subchapter V Trustee, Southern District of Indiana

As a Subchapter V Trustee, Ms. Weiker acts as an estate neutral, where she works with the debtors, creditors, and other parties in interest to reach a consensual agreement on the bankruptcy plan.

Executive Director and Principal of Manewitz Weiker Associates, LLC.

Co-founder of a woman-owned financial restructuring advisory firm formed in 2008 specializing in:

- Mediation services
- Fee Examiner services
- Board of Director appointments for "Companies in transition"
- Post Chapter 11 services including wind-down of estate as liquidating officer and serving as Trust Advisory Board independent member
- Litigation consulting
- Customized training to law firms, rating agencies, financial service firms, and professional turnaround/restructuring organizations.

Prior to co-founding Manewitz Weiker Associates, Ms. Weiker was a Director of Workouts and Distressed Investments for Metropolitan Life Insurance Company, ("MetLife"). During her seven-year tenure, she managed a portfolio of over \$1.5 billion in assets, with individual investments ranging from \$20 million to \$125 million including public bonds, private placements, bank loans, mezzanine debt, private equity and asset-backed securities. Ms. Weiker coached portfolio managers with strategies and best practices to handle investments missing expectations, covenant defaults, and requests for modifications to the credit agreement.

IV. Experience and Familiarity with Bankruptcy Law:

Ms. Weiker has been a restructuring professional for over 25 years. Her practice requires an in-depth understanding of Bankruptcy Law in order to serve her clients.

Ms. Weiker has kept abreast of current and unfolding bankruptcy legal issues and opinions through her work as a Principal with MWA and by attending bankruptcy conferences and taking continuing education courses sponsored by the New York Bar Association, American Bankruptcy Institute, Association of Insolvency and Restructuring Advisors, and the Turnaround Management Association.

Ms. Weiker once appointed as Subchapter V Trustee is an active party throughout the bankruptcy process. The Subchapter V trustee attends all hearings and her duties include reviewing the feasibility of the Plan, whether it is in the best interests of the creditors, and whether the plan is fair and equitable.

Ms. Weiker served on the Unsecured Creditors Committee for NRG Energy, Owens Corning, and Favorite Brands. She participated on numerous ad hoc bondholder committees and bank steering committees including Marconi, Consec, National Century and Covanta.

V. Mediation Training:

Inaugural Forty-Hour Bankruptcy Mediation Training sponsored by the American Bankruptcy Institute ("ABI") and St. John's University School of Law (December 7 – 10, 2011).

VI. Mediation Experience:

Experience negotiating with company management, boards of directors, and creditor constituencies to achieve consensual restructuring plans under Chapter 11 and out-of-bankruptcy. Acting as a facilitator in Subchapter V cases.

Experience negotiating consensual fees of retained professionals in large Chapter 11 bankruptcy cases in her role as Fee Examiner or Fee Auditor.

VII. Area of Expertise:

Bankruptcy, restructuring, insolvency, preference actions, bankruptcy professional fee related matters and disputes.

VIII. General Pertinent Business or Legal Experience:

Recent Engagements

Subchapter V Trustee appointment in 18 cases. 9 cases were consensually confirmed, 3 cases were non-consensually confirmed, 2 cases dismissed, and 4 cases are open.

Advisor to the Fee Examiner in *The Budd Company, Inc.*, Case No. 14-11873 (N.D. Ill). Reviewed professional fee applications and negotiated with professionals to achieve consensual recommendations to the Court.

Fee Auditor *In re Gilbert Hospital, LLC*, Case No. 13-03201 (D. Arizona).

Managed the wind-down of a New York commercial real estate firm, following the disposition of Company's principal assets in a 363 Sale under a Chapter 11 bankruptcy proceeding. Addressed tenant arrears, preference actions, tax issues, and negotiated litigation settlements.

Litigation consultant to a national law firm regarding bankruptcy valuation and initial underwriting issues concerning a 144A private placement bond.

Trust Advisory Board, Independent Member alternate - oversight of several litigation trusts and disposition of assets including mediation with former management, preference actions, and negotiated settlements with parties of interest.

Advisory Board member – Start-up Company with services focused on safeguards against residential mortgage fraud.

Designed and facilitated training seminar, "Workouts and Corporate Restructurings from a Practitioner's Point of View" for a major Rating Agency.

IX. Other Pertinent Information:

Contributing author, The ABI Guide to Bankruptcy Mediation, 3rd Edition, "Compensating the Mediator" and "Disputes Concerning Dischargeability in Individual Cases" (2016).

Co-author of article: Rethinking "Strength of Incentives" for Executives of Financial Institutions, Journal of Applied Corporate Finance, August 2010.

Authors: Judy Weiker and John McCormack.

X. Fee Structure (Compensation and Expense Reimbursement):

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

XI. Pro Bono Preference:

Brooklyn