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**I. Profession Accrediting Agency or Jurisdiction Date of Admission**

I have been licensed or admitted as a practicing attorney and I remain in good standing in the jurisdictions identified below:

<u>Profession</u>	<u>Accrediting Agency or Jurisdiction</u>	<u>Date of Admission</u>
Attorney	Appellate Division Second Department State of New York; New York State Bar	1979
Attorney	U.S. District Court E.D.N.Y.	1981
Attorney	U.S. District Court S.D.N.Y.	1983
Attorney	U.S. District Court N.D.N.Y.	1985
Attorney	United States Supreme Court	1989
Attorney	U.S. Court of Appeals, Second Circuit	1989
Attorney	U.S. Court of Appeals, Third Circuit	1990
Attorney	U.S. Court of Appeals, Eleventh Circuit	1998
Attorney	U.S. Court of Appeals, Ninth Circuit	1999

**II. Professional Organization Date of Admission Active/Inactive**

I am a member of good standing of the professional organizations listed below:

<u>Organization</u>	<u>Date of Admission</u>	<u>Active</u>	<u>Inactive</u>
American Bar Association	Member since 1989	X	
American Bankruptcy Institute	Member since 1997	X	
New York State Bar Association	Member since 1998	X	
New York County Lawyers Association	Member since 2004	X	

**III. General Professional Experience**

I have been a practicing attorney since 1979. From June 1979 through September 1981, I was General Counsel to Ronko Sports, Inc., whose primary business was the ownership and operation of a sport and recreational resort. Throughout this period I also maintained a private practice located in Sullivan County, N.Y. From September 1981 until March 1986, I was an associate at Angel & Frankel, P.C., a bankruptcy firm located in New York City specializing in debtor and creditor law, corporate insolvency, reorganization, and bankruptcy matters. In March 1986, I became a member of the firm. Although Angel & Frankel, P.C. has developed a nationally recognized reputation through its representation of debtors and other parties in interest in sophisticated Chapter 11 proceedings and in non-judicial corporate reorganization/

restructuring matters, I also have represented individuals, creditors, creditors' committees, asset purchasers, landlords, secured creditors, shareholders, class-action claimants, Chapter 7 and Chapter 11 trustees, liquidating trustees, plan administrators, and governmental units and agencies. In hundreds of preference and avoidance actions, I have served as lead counsel for the plaintiff/debtor or the defendant. I have acted as lead or participating counsel in large, medium, and small corporate, commercial, and individual bankruptcies, including, by example:

<u>Case</u>	<u>Nature of Representation</u>
The Lionel Corporation and Lionel Leisure Inc.; large national toy and leisure product retailer and public parent holding company	Lead bankruptcy counsel to companies as debtors and debtors-in-possession
Cytox Corp. and Polybac Corp.; small public biochemical manufacturer and distributor	Lead counsel to companies as debtors and debtors-in-possession
Bethlehem Steel Corporation; large steel manufacturer and distributor	Lead counsel to defendant in preference litigation seeking avoidance of transfers in excess of \$2 million
Wedtech Corp.; large national publicly held defense contractor	Lead bankruptcy counsel to company as debtor and debtor-in-possession and lead bankruptcy counsel to Chapter 11 liquidating trustee
ANC Rental Corporation, <i>et al</i> ; parent company at bankruptcy filing to Alamo and National Car Rental	Lead bankruptcy counsel to surety company with exposure at commencement of case in excess of \$100 million
Ermco Erectors Inc.; small family-held steel erector contractors	Lead counsel to company as debtor and debtor-in-possession
Drexel Burnham Lambert Group, Inc.; securities and investment firm	Co-bankruptcy counsel to class action claimants in corporate Chapter 11 case
Lone Star Industries; manufacturer and distributor of cement, concrete, and aggregate	Lead bankruptcy counsel to class action claimants in Chapter 11 reorganization
Accessory Place, Inc.; medium-sized retailer of ladies' accessory items	Lead bankruptcy counsel to company as debtor and debtor-in-possession in Chapter 11 reorganization case
Berger Industries Inc.; publicly held manufacturer and distributor of steel tubing and electrical fittings	Lead bankruptcy counsel to company as debtor and debtor-in possession in corporate Chapter 11 reorganization
Orbit Industries, Inc.; manufacturer, importer and distributor of ladies sports wear	Bankruptcy counsel to company as debtor and debtor-in-possession in Chapter 11 reorganization case
Caldor, Inc.; Petrie Retail, Inc.; Rickels, Inc.; national retailers	Bankruptcy counsel to certain landlords in corporate Chapter 11 reorganization cases
Constable Plaza Associates LP; single-asset real estate holding entity	Bankruptcy counsel to company as debtor and debtor-in-possession
Trim Corporation of America and Concept Fixtures; manufacturers of displays	Counsel to creditors' committee

<u>Case</u>	<u>Nature of Representation</u>
The New Hague Restaurant, Inc.; small restaurant	Counsel to creditors' committee
Salisbury Sales Corp.; small linen supplies retailer	Bankruptcy counsel to company as debtor and debtor-in-possession
Woodward & Lothrop, Inc.; large retail department store chain	Bankruptcy counsel to governmental unit responsible for public employee retirement fund
Grossingers; resort in Sullivan County, NY	Bankruptcy counsel to party to alleged executory contract/joint venture agreement
Everything's a Dollar; retailer	Bankruptcy counsel to purchaser of assets in bankruptcy case
Sure Sellers, Inc.; book publisher	Bankruptcy counsel to purchaser of assets in bankruptcy case
Newmark & Lewis, Inc.; consumer electronics retailer	Bankruptcy counsel to preference-avoidance action defendant
Arley Corporation; manufacturer and distributor of linens, curtains, and cloth products	Bankruptcy counsel to debtor and, subsequently, special litigation counsel to Chapter 7 trustee
The Athlete's Foot Stores, LLC; large franchisee/retailer of athletic footwear	Lead counsel to company as debtor and debtor-in-possession
Halstead Energy Corp.; publicly held holding company, which, through subsidiaries, was engaged in the wholesale distribution of fuel oil and retail distribution of liquid-propane gas and gasoline	Counsel to creditors' committee

#### **IV. General Pertinent Experience:**

The following is a general statement concerning my pertinent mediation experience.

By virtue of the nature of my practice in representing debtors in Chapter 11 proceedings, I often am called upon to utilize my mediation skills in negotiating resolutions of sophisticated and complex issues and disputes not only between the debtors and other parties-in-interest, but also between and among the various parties-in-interest. In recent years, at the request of the parties, I have served as a mediator in matters involving commercial disputes and landlord-tenant disputes. In addition, I have participated as an advocate in the formal mediation of numerous matters. I recently served as a party-appointed neutral arbitrator of a bankruptcy-law related matter under the American Arbitration Association's rules for large complex commercial disputes.

I have participated in mediation and arbitration training programs. The programs are described below (including course, program sponsor, and hours).

**V. Alternate Dispute Resolution Training and Certification:**

- (i) “Certificate of Mediation Skills Training” issued by the Institute for Conflict Management, Inc., for two-day program sponsored in June 1995 by the U.S. Bankruptcy Court, S.D.N.Y.
- (ii) Basic Arbitration Training sponsored by City Bar Center for Continuing Legal Education, April 2004, 3 hours.

**VI. Pertinent Bankruptcy Training:**

See Sections IV and V above.

**VII. General Pertinent Business or Legal Experience:**

- (i) See Sections III, IV, and V, above.
- (ii) Lecturer: The New York State Bar Association  
“Litigating in the New York U.S. Bankruptcy Courts,” Fall 1998
- (iii) Mediator: Court-appointed mediator on official registers of mediators for the United States Bankruptcy Courts for the Southern District of New York and for the District of Delaware