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**I. Attorney admissions**

New York State Courts - January 12, 1998  
United States District Court for the Southern District of New York - February 17, 1998  
United States Court of Appeals for the Second Circuit - May 28, 1999  
United States District Court for the Eastern District of New York - May 18, 2004

<b>II. <u>Professional Organizations</u></b>	<b><u>Admitted</u></b>	<b><u>Active/Inactive</u></b>
New York City Bar Association	1997	Inactive
Federal Bar Council	1998	Inactive
American Bankruptcy Institute	2004	Active

**III. General Professional Experience**

Before specializing in bankruptcy litigation, I was an Assistant District Attorney in the Bronx. As an ADA, I handled over 60 criminal appeals before State and Federal Courts in New York and tried two cases. I then joined the Security and Exchange Committee's Enforcement Division as a staff attorney. At the SEC, I investigated suspected violations of the Federal Securities laws.

Subsequently, I joined Hahn & Hessen LLP where I handled numerous litigations before focusing exclusively on bankruptcy. After leaving Hahn & Hessen, I joined a global law firm where I was chair of the firm's bankruptcy and financial restructuring group. In June of 2019, I joined Montgomery McCracken Walker & Rhoads LLP where I am a partner and the Chair of the Bankruptcy & Financial Restructuring Department.

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

My bankruptcy practice consists of the representation of committees, debtors, trustees, secured creditors, plaintiffs and defendants throughout the bankruptcy process. As part of that practice, I have been responsible for the prosecution, defense and mediation of over 3,000 avoidance actions, as well as litigating asset sales, contested administrative expense claims, claim objections and other contested matters.

Additionally, through my membership in the New York City Bar Association Bankruptcy Pro Bono Panel, I have represented a brother and sister who were defendants in avoidance actions brought by the trustee of their father's bankruptcy estate, as well as an individual in a discharge action.

#### **V. Mediation Training**

I completed the American Bankruptcy Institute, St. John's University School of Law and The Hugh L. Carey Center for Dispute Resolution combined Bankruptcy Mediation Training 4 Day Program in its inaugural session in 2012.

#### **VI. Mediation Experience**

I am an author of a note titled *Bankruptcy Mediation* in the Norton Journal of Bankruptcy Law and Practice and the co-author of an ABI book titled *Bankruptcy Mediation*. I have also written, or co-written, several ABI articles regarding mediation including (i) *The Hypothetical Hits of Mediation*, (ii) *To Report or Not to Report?*, (iii) *You Gotta Have Faith*, and (iv) *Mediation: Mother, May I?*.

I am a Co-Education Director of the ABI Mediation Committee, previously having served as the Co-Communications Manager. I am on the mediator registries of the United States Bankruptcy Court for the Southern and Eastern Districts of New York and the District of Delaware. I have represented adversary proceeding plaintiffs (trustees, creditors' committee and debtors) and defendants, or served as a mediator, in over 200 mediations in both New York and Delaware.

I have been involved in mediations in numerous bankruptcy cases including Insys Therapeutics, The Roman Catholic Diocese of Syracuse, New York, Furniture Brands, Advance Watch Co., Draw Another Circle, LLC, Health Diagnostic, Quicksilver Resources Inc., WP Steel Venture LLC, Rupari, Standard Register, Kodak, Dewey & LeBoeuf, Penn Traffic, MPC, American Home Mortgage, New Century Mortgage, MRI, Pillowtex, Musicland, American Classic Voyages.

#### **VII. Area of Expertise**

In addition to providing overall advice and guidance on a variety of bankruptcy matters, I specialize in handling contested matters (claims objections) and the prosecution and defense of avoidance actions.

#### **VII. General pertinent business or legal experience**

As a math and economics major, I have a unique understanding of statistics and mathematical analyses that are often involved in avoidance actions.

## **IX. Publications**

*CFPB Adopts Strict Liability Standard for Debt Collectors Who Sue or Threaten Suit Over Time-Barred Debt*, co-author, The Temple 10-Q, April 2021

*Dismissal of Chapter 11 Case Calls Into Question Bankruptcy Protections for Cannabis Companies*, co-author, The Temple 10-Q, March 2021

*Rebutting the Presumption of Insolvency During a Pandemic*, co-author, ABI Journal, November 2020

*The Hypothetical Hits of Mediation*, co-author, ABI Journal, September 2020

*Heightened Standard for Imposition of Civil Contempt Sanctions Arising from Violation of Discharge Order*, co-author ABI Bankruptcy Litigation Committee Newsletter, November 2019

*Bankruptcy Mediation*, note author, Norton Journal of Bankruptcy Law and Practice - Volume 28, Issue 3, June 2019

*To Report or Not to Report?*, author, ABI Mediation Committee Newsletter - Volume 4, Number 3/August 2018

*You Gotta Have Faith*, author, ABI Journal, July 2018

*Mediation: Mother, May I?*, co-author, ABI Bankruptcy Litigation Committee Newsletter - Volume 13, Number 3/June 2016

*Bankruptcy Mediation*, book co-author, ABI, Summer 2016

*Can Trade Creditors Provide "Value" In A Ponzi Scheme?*, co-author, ABI Journal, June 2015

*A Practitioner's Guide to Liquidation and Litigation Trusts*, book co-author, ABI, Spring 2015

*Pizza or Sausage? Determining the Relevant Industry for Ordinary Business Terms Under Bankruptcy Code §547*, co-author, ABI Bankruptcy Litigation Committee Newsletter - Volume 10, Number 4/October 2013.

*Archway vs. Ames: Do Debtor's Activities with Other Creditors Affect Subjective § 547(c)(2)(A) Safe Harbor?*, co-author, ABI Bankruptcy Litigation Committee Newsletter - Volume 8, Number 2/March 2011

*May 20-Day Goods Qualify as an Administrative Expense under §503(b)(9) and New Value?*, co-author, ABI Unsecured Trade Creditors Committee Newsletter, Volume 9, Number 1/February 2011

*The Uncertain State of Rule 2019 Disclosure as Applied to Ad Hoc Committees*, co-author, ABA Bankruptcy & Insolvency Committee's Bankruptcy Litigation Newsletter - Volume 16, Number 1 Fall 2010

*An analysis on Conflict Issues in Debtor Representation*, co-author, ABA's 201 Practice Series: Beyond the Basics

*Creditor and Creditor Committee Conflicts in Representation*, co-author, ABA's 201 Practice Series: Beyond the Basics

**X. Fee Structure**

- (a) Compensation at my standard hourly billing rate and reimbursement for my firm's customary out of pocket expenses; or
- (b) Set fee subject to negotiation in appropriate cases.