

Howard B. Kleinberg, Esq.
MEYER, SUOZZI, ENGLISH & KLEIN, P.C.
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File Last Updated: 7/3/18

Howard B. Kleinberg has been a partner at Meyer Suozzi since 2003, practicing in commercial bankruptcy law and litigation. He serves as both mediator and advocate in mediations, and is a member of the mediation panels for a number of courts including the United States Bankruptcy Court for the Eastern and Southern Districts of New York and the Delaware Bankruptcy Court.



He is a member of the firm's Bankruptcy & Business Reorganization and Commercial Litigation practices. He previously served as Chair of the Bankruptcy Department from 2003 to 2012. Mr. Kleinberg concentrates his practice on bankruptcy, bankruptcy litigation, corporate reorganization and out-of-court workouts, and commercial litigation, and alternative dispute resolution.

Mr. Kleinberg focuses on the representation of creditor and business interests in chapter 11 cases of major public and local and regional corporations, as well as related litigation. He represents debtors, creditors' committees, committee members, and equity security holders in chapter 11 cases of regional public companies and privately held businesses, covering such areas as DIP and exit financing, business and chapter 11 plan formulation and negotiation, sales of major assets and claims trading. He also represents bankruptcy trustees. Mr. Kleinberg has been retained and qualified as an expert witness on bankruptcy and has given testimony.

Mr. Kleinberg's practice includes extensive involvement in alternative dispute resolution forums. In addition to his legal practice, Mr. Kleinberg is committed to promoting public interest. For example, in November 2016, the Honorable Alan S. Trust, United States Bankruptcy Judge for the Eastern District of New York, requested that Mr. Kleinberg serve as Court appointed mediation advocate for a group of individuals who had been sued in that Court by the chapter 7 bankruptcy trustee for a defunct company. The suit sought over \$8 million in damages, yet the individual defendants were not able to afford counsel to defend themselves. One of the defendants was unemployed and another was elderly with serious health concerns. Judge Trust determined that the matter should go to mediation and that these individuals should have counsel to represent them in the mediation. Mr. Kleinberg accepted the appointment on a pro bono basis and diligently worked on the matter for over a year. Notwithstanding the difficult circumstances of the case, Mr. Kleinberg was able to help facilitate a settlement.

Mr. Kleinberg received his J.D. from Hofstra University School of Law, J.D., with distinction and his A.B. from Cornell University. After law school, Mr. Kleinberg accepted a judicial

clerkship with the United States Bankruptcy Court for the Eastern District of New York. He is admitted to practice in New York and Connecticut.

<u>I. Profession:</u>	<u>Accrediting Agency or Jurisdiction</u>	<u>Date of Admission</u>
Attorney	New York State	1990
	Connecticut	2000
	United States District and Bankruptcy Courts	
	Southern and Eastern Districts of New York	1991
	United State District and Bankruptcy Courts	
	State of Connecticut	2000

II. Professional Organizations:

Turnaround Management Association
American Bankruptcy Institute
New York State Bar Association
Nassau County Bar Association

III. General Professional Experience:

Broad bankruptcy and commercial litigation practice including representation of secured creditors, banks, lenders, cable television and real estate companies in bankruptcy, work-out and bankruptcy litigation matters; technology, manufacturing, health care and industrial supply companies in commercial litigation in state, federal and alternative dispute resolution forums; chapter 7 trustees and individuals in chapter 7 proceedings and related litigation.

IV. Experience and Familiarity with Bankruptcy Law:

High level of expertise and experience in bankruptcy; served as a law clerk to Bankruptcy Judge in the Eastern District of New York and over 15 years experience practicing in all phases of bankruptcy and bankruptcy litigation.

MEYER SUOZZI ENGLISH & KLEIN, P.C, Mineola, New York, 2003 to present. *Partner*, Bankruptcy, Bankruptcy Litigation, Creditor's rights and Commercial Litigation.

RIFKIN, RADLER LLP, Uniondale, New York, 1999 to 2003, *Partner*, Bankruptcy and Commercial Litigation

SHAW, LICITRA, ESERNIO & SCHWARTZ, P.C., Garden City, New York 1995 to 1999.
Partner, Bankruptcy Department

MOSES & SINGER, New York, New York, 1991-1995. Associate,
Bankruptcy Department:

JUDICIAL LAW CLERK, United States Bankruptcy Court, Eastern District of New York 1989-1991

V. Mediation Training:

Basic Mediation Training sponsored by the Association of the Bar of the City of New York, Professor Carol Liebman, Columbia University School of Law and David Ross JAMS, Association of the Bar of the City of New York, November 3, 4, 10, 11, 2003, 30.5 credit hours.

VI. Mediation Experience:

Representation of clients in numerous mediations substantially all involving commercial bankruptcy and general commercial law. Pro Bono Mediation advocate. Mediation in bankruptcy court matters.

VII. Areas of Expertise:

Chapter 11 bankruptcy, bankruptcy litigation, creditors' rights and litigation, out of court restructurings and workouts, commercial litigation.

VIII. Other Pertinent Information:

HOFSTRA UNIVERSITY SCHOOL OF LAW, Hempstead, New York. J.D., June, 1989;
J.D. With Distinction, Dean's List, Hofstra Property Law Journal

CORNELL UNIVERSITY, College of Arts and Sciences,
Ithaca, New York A.B. in English, May 1984

Author of numerous articles on bankruptcy and commercial law published in the Banking Law Journal; published in New York Law Journal

Former Member of Board of Editors of the Banking Law Journal

Frequent contributor and interviewee for local media including Newsday, Long Island Business News

Appeared on Local Channel 12 television program "At Issue" regarding trends in bankruptcy and bankruptcy reform legislation

Member, Cornell Club of Long Island and Volunteer for Cornell

Alumni Ambassador Network which provides assistance and information to high school students.

IX. Fee Structure: Rate is \$575 per hour plus reimbursement of all out-of-pocket expenses.