

James M. Sullivan
Windels Marx Lane & Mittendorf, LLP
156 W 56th Street
New York, NY 10019
Direct: 212-237-1170
Cell: 201-741-4235
Email: jsullivan@windelsmarx.com

I.	<u>Profession</u>	<u>Accrediting Agency or Jurisdiction</u>	<u>Date of Admission</u>
	Attorney	State of New Jersey	1995
		State of New York	1996
		District of New Jersey	1996
		District of Columbia	1998
		United State Supreme Court	2000
		Federal Circuit Court of Appeals	2001
		Third Circuit Court of Appeals	2001
		Second Circuit Court of Appeals	2002
		Southern District of New York	2000
		Eastern District of New York	2000
		District of Connecticut	2002
		Southern District of Indiana	2002

II.	<u>Professional Organization</u>	<u>Date of Admission</u>	<u>Active/Inactive</u>
	American Bar Association	2003	Inactive
	American Bankruptcy Institute	2005	Active
	International Bar Association	2009	Active

III. General Professional Experience:

I have been a practicing attorney since 1995. I am currently a partner in the New York office of Windels Marx Lane & Mittendorf. I concentrate my practice in corporate restructuring and bankruptcy. I have extensive experience representing corporate debtors, banks, secured and unsecured creditors, trustees, creditor committees and distressed investors in larger chapter 11 cases. I have also represented buyers and sellers of assets in bankruptcy M&A transactions. I also have extensive litigation and trial experience. I have represented banks, financial institutions, corporations, and investors in connection with a variety of complex commercial disputes. I have appeared in federal and state courts throughout the country and have represented clients in court ordered mediations and arbitrations. I also have significant experience in general corporate finance and real estate matters. I have written and lectured on numerous bankruptcy related topics. Industries in which I have significant experience include: automotive, healthcare, telecommunications, entertainment, steel, paper, mining, retail, real estate, hospitality, energy, commodities, wholesale distribution, construction, professional services, fintech, and financial services.

IV. General Pertinent Experience:

As a mediator, I have mediated more than 150 cases. Types of matters mediated include complex commercial disputes litigated in the State and Federal courts, including the United States Bankruptcy Court.

As an attorney, I have participated in a number of mediations involving commercial disputes or disputes between parties in bankruptcy cases.

V. Mediation Training:

State of New Jersey Administrative Office of the Courts Mediation Training Program, August 1995, 12 hour course.

United States Bankruptcy Court Southern & Eastern Districts Mediation Program, September 2005, 26.5 hour course.

VI. Pertinent Bankruptcy Training:

My primary area of practice since 1996 has been bankruptcy. I have extensive experience representing corporate debtors, banks, secured and unsecured creditors, trustees, creditor committees, and distressed investors in large chapter 11 cases. I have also represented buyers and sellers of assets in bankruptcy M&A transactions.

VII. General Pertinent Business or Legal Experience:

Articles Authored Include:

- *Recent Developments and Noteworthy Decisions Regarding Sections 501 and 502 of the Bankruptcy Code*, Norton Annual Survey of Bankruptcy Law (West 2019) (updated annually since 2011), co-author
- *Chapter 16: Collective Creditor Actions and Bankruptcy Law*, author, Commercial Bankruptcy Litigation, 2d (West 2019) (updated annually since 2013), author
- *United States: Financial Assistance*, Corporate and M&A Law Committee - Financial Assistance Guide, (IBA Corporate and M&A Law Committee 2018) (periodically updated since 2013), author
- *Is the “Unfinished Business Rule” Really Finished?*, Practical Lawyer, June 2015, co-author
- *Software Licensing in a Troubled Environment*, Business Law Today, November/December 2009, co-author
- *Maximizing Creditor Remedies in an Antitrust World*, 2008 Antitrust Rep. 59; July 2008, co-author
- *A Vendor’s Guide to Bankruptcy*, 1 Bloomberg Corp. L.J. 494; January 2006, co-author

- Handbook for New Jersey Trial Lawyers, Greenberg et al., West 4th ed. 1999, contributing author

Scholarly Lectures Include:

- *Impact of technology on insolvency: cryptocurrency and blockchain*, Rio de Janeiro Insolvency and Restructuring Conference, Rio de Janeiro State Supreme Court School of Judges, Rio de Janeiro, Brazil, May 2019
- *Impact of technology on insolvency: cryptocurrency and blockchain*, 25th Annual International Bar Association Global Insolvency and Restructuring Conference, CLE Program, Sao Paulo, Brazil, May 2019
- *Purchasing Assets Out of Bankruptcy*, In-house Presentation, December 2017
- *International Insolvencies in the Construction Industry – North America*, International Bar Association Annual Conference, CLE Program, Vienna, Austria, October 2015
- *Real Estate Investment Strategies: Investing in Distressed Assets and Joint Venture War Stories – Minimizing Risk When Co-Investing*, CLE Program, July 2014
- *Minimizing Credit Risk While Doing Business with American Companies*, The Industrial and Commerce Association, Trade Association Program, Jinhua, China, June 2014
- *Purchasing Assets Out of Bankruptcy*, In-house Presentation, December 2012
- *Retail Suppliers: Minimize Risk Pre-Bankruptcy; Maximize Recovery Post-Bankruptcy*, CLE Program, November 2011
- *Health Care Hot Topics: Workouts and Restructurings in the Health Care Industry*, CLE Program, September 2009
- *California Bankruptcy Forum – Current Issues in Single Asset Real Estate Cases*, CLE Program, May 2009
- *Distressed Debt Investing: New Federal Law of Reclamation*, CLE Program, November 2007
- *Distressed Debt Seminar – Northwest Airlines Rule 2019 Litigation: Disclosure Obligations for Unofficial Committees in Chapter 11*, CLE Program, May 2007
- *Purchasing Assets Out of Bankruptcy*, CLE Program, October 2006
- *Bankruptcy from the Trade Creditor's Perspective*, CLE Program, August 2006
- *Beard Audio Conference: Employee Benefits and Executive Compensation: New Code Limits and Loopholes for Troubled Companies*, CLE Program, February 2006
- *The New Business Amendments to the Bankruptcy Code*, CLE Program, November 2005