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<u>I. Profession</u>	<u>Accrediting Agency or Jurisdiction</u>	<u>Date of Admission</u>
Attorney	New York First Department District Court Southern District of NY District Court Eastern District of NY	1964

<u>II. Professional Organization</u>	<u>Date of Admission</u>	<u>Active/Inactive</u>
NYC Bar Assoc	1964	Inactive
NY County Lawyers	1968 (?)	Inactive
NY State Bar Association	1998 (?)	Inactive

III. General professional experience:

ATTORNEY AT LAW: I was admitted to practice law in New York State by the Appellate Division of the First Department in 1964. I was subsequently admitted to practice before the District Courts of the Southern and Eastern Districts respectively. My principal area of legal practice at present is Bankruptcy and has been, commencing part time in 1980, and exclusively after 1988.

Legal education: Yale Law School LLB 1961; an editor at Yale Law Journal 1960-1961.

Clerkship. After graduation from law school, I served for one year as the law clerk to the Honorable Caleb R. Layton III, Federal District Court District of Delaware 1961-1962 (of particular relevance, I participated in daily / weekly chambers conferences with the Judge resolving / mediating disputes between various parties, especially discovery disputes. Most of these never became formal motions. It was Judge Layton's preference to mediate disputes informally in chambers rather than to allow same to become motion practice before him. This experience, and the success of Judge Layton's philosophy in this regard, has remained with me over the years.

Law Firm Affiliations: Litigation Associate Kelley Drye Newhall & Maginnes (1962-1968); . Bergreen & Bergreen (Partner 1979-1984); Equity Partner Graubard Mollen Horowitz Pomeranz & Shapiro 1984 - 1996. Of Counsel Rand Rosenzweig Smith Radley Gordon & Burstein LLP. (1996-2000); Law Office of Stoddard D. Platt (2000 to present)

Bankruptcy Experience -- Selected Matters / Cases

- 1980-84: In Re OPM Leasing Services Inc. \$200 Million criminal fraud. Represented unsecured creditors. Was member of Creditors Committee with Mssrs Weil Gotshal and Manges. Section 363(b) sale of assets approved. Clients' interest preserved. All issues between Debtor and my clients resolved without litigation after extensive negotiation.
- 1981-84 In Re FSC Corporation Pittsburgh. Creditors Committee. Plan confirmed. Clients' interest preserved. No litigation.
- 1981-88 F/S Airlease II, Inc. Pittsburgh. On the brief F/S Airlease II, Inc.v. Simon 844 F.2d 99 (3rd Cir.) cert den. 488 U.S. 852 (1988) (Dispute over fees claimed by aircraft broker); Plan confirmed subsequently. Client's interest preserved. There was litigation, but it involved cooperation with the Debtor entity, secured and unsecured creditors acting together against the broker and his improper claims. This cooperation was helpful in arriving at a reorganization plan.
- 1981-1992 In Re Funding Systems Railcars, Inc. Ch 11 case in Chicago Illinois. Plan confirmed. Represented group of unsecured creditors. Client's interest preserved in part. No litigation
- 1986-92 In Re Certified Concrete Co/Transit Mix. Southern Dist of NY. (Blackshear J.) Creditors Committee; Plan confirmed. Client's secured portion of claim negotiated, allowed and paid. No litigation.
- 1989-92 In Re Linden Hill. Represent Debtor in reorganization of Apartment Complex in New Jersey. (Blackshear J.) Plan Confirmed. Secured creditor proposed Plan. Unsecured creditors objected to small dividend.. Negotiated consent to confirmed compromise plan. Limited litigation.
- 1992-94 In Re Valente Industries, Eastern District of New York. (Duberstein J.) Represent Secured creditor. Paid in full.
- 1991-93 In Re Buena Vida. Represent Debtor in reorganization of single asset facility in Middle District of Florida. Negotiated Plan Confirmed. Minimal litigation.
- 1990-93 In Re Lawrence E. Fiedler. Ch 7. Judge Beatty. Represent debtor in Chap 7 case. Claims over \$20,000,000. Contested discharge granted.

Minimal litigation.

- 1993-1994 In Re Warhill Norfolk Virginia. Successfully negotiate release of \$28,000,000 in individual guarantees given by decedent of Swiss Estate, and held by Mission Bank (Kansas City Mo. and Boatman's Bank, St Louis Mo.). Minimal litigation.
- 1995 In Re Supradur Companies. So Dist of New York. Creditors Committee Counsel. Judge Hardin. No litigation. Plan confirmed.
- 1996-2002 In Re Richard Cowles SDNY Judge Bernstein. Individual Chap 11. Plan Confirmed. Plan was attached to State Court decree resolving pending matrimonial action, and became the governing Separation Agreement between husband and wife. Bankruptcy Case involved valuable real estate interests in Canada, New York City, Rochester NY, and St. Martins, French West Indies. Reconcile conflicting demands of secured institutional creditors, matrimonial counsel and the Debtor, and still achieve benefit to unsecured creditors. No litigation, or minimal litigation..
- 1996-1999 In Re Kingston Square Cases SDNY 96 B 44962 (TLB) Represented general partners holding unsecured claims against the Debtor in complex case. Negotiated settlement without litigation with Chapter 11 Trustee Al Togut, and counsel for secured interests Wachtel Lipton.
- 1997-2003 In Re Equality Housing Limited 97 B 435096 (RDD) Fourth amended Chapter 11 Plan Confirmed and thereafter supplemented by renewed confirmation order in June of 2003. Five outstanding objections to unforeseen delay in the effective date of plan (including motions to declare the Plan in default and convert to Chap 7) resolved with minimal (or no) litigation. \$32,000,000 renewal of HUD support for Section 8 low income housing housing project for next 20 years obtained. Demands of United States on behalf of HUD, Jersey City taxing authorities; Jersey City housing authorities; and separate Jersey City water authority reconciled with no (or minimal) litigation. Matter heard by Judges Brozman, Bohannon, Gonzales and Drain at various times. Case now closed.
- 2004-present In Re Jose Camacho Chap 7 EDNY 04-13055 (cec) and Adv Pro 04-1444 against Federal State and City income tax authorities. Use Bankruptcy Code to (1) stay foreclosure of residential property to allow Debtor to find alternative home for senior citizen parents (achieved) and (2) to discharge and / or settle outstanding Federal, NY

State and NY City income tax claims (pending). So far, litigation has been avoided. I expect the adversary proceeding to be resolved by stipulation.

IV. General pertinent experience:

I have had not any formal mediation experience. I am not presently on this Court's list of mediators. Nor am I on the official list of mediators of any other court.

However my practice since 1980 to the present – 25 years – has always been to find a way to reconcile disputes and to avoid the delay, uncertainty and cost of litigation. Each of the cases listed above have illustrated that principle in my history to date. In each of these cases the challenge has been to find an interest common to all parties around which agreement or settlement might be achieved. In each I was successful to varying degrees. In a sense I have been a mediator of disputes for the past 25 years. I would now like to continue mediation activity in a more formal way, since there appears to be a need.

V. Mediation training:

Abrams Mediation & Negotiation, Inc. Advanced Negotiation & Mediation Skills Training Conducted Sep 19, 20, 21, 2005 – 26.5 hours; See copy of Certificate attached. Also attended Advanced Class on Sep 22, 2005. 6 Hours. Certificate pending

VI. Pertinent bankruptcy training:

See answer to question 2.3 above.

VII. General pertinent business or legal experience:

See answer to question 2.3 above.