



AAA Mediation.org™

**FN-2223868 MN-2223868 LN-2223868,  
Esq.**

**Roxbury, Connecticut**

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**Current Employer-Title** MEF Professional Services, Inc., President and CEO

**Panelist Video** <https://www.adr.org/videoresume?paramName=734077905>

**Profession** Attorney

**Work History** President/Chief Executive Officer, MEF Professional Services, Inc., 2010-Present; Partner, Proskauer Rose, LLP, 1985-2010 (retired); Partner/Associate, Tenzer, Greenblatt, Fallon & Kaplan, 1969-1985.

**Experience** A. AS AN ATTORNEY:

(1) DOMESTIC AND INTERNATIONAL MERGERS AND ACQUISITIONS; JOINT VENTURES; PRIVATE AND PUBLIC COMPANY INVESTMENT; CORPORATE FINANCE; AND GENERAL CORPORATE: Counseled clients on all aspects of mergers and acquisitions, joint ventures, investment in private and public companies, finance transactions and other commercial and corporate matters, both domestic and international. Represented a number of large and medium sized well-known domestic and international corporate clients engaged in a broad spectrum of businesses, including the hospitality industry, advertising, marketing and promotion, service, manufacturing and mining industries.

(2) HOSPITALITY INDUSTRY: Represented owners, developers, purchasers, sellers, hotel operators and lenders in connection with: the purchase and sale of hotels, lodging and gaming properties and conference facilities, including individual hotels, portfolios and chain sales; hotel industry mergers and acquisitions; long-term hotel management agreements; the development of and joint venture investment in lodging, gaming and mixed-use projects; a full range of investment and financial transactions involving lodging and gaming properties; troubled and disputed hotel management agreements, properties and transactions; and restructuring and bankruptcy in the lodging and gaming sector.

B. ARBITRATION: A member of the AAA and American Health Law Association neutral panels. Also have arbitrated matters not under the auspices these forums. Consulted with and advised clients and litigators in connection with the litigation, arbitration and mediation of commercial disputes in various industries.

C. MEDIATION: Appointed to the: AAA and American Health Law Association panels of mediators; and NY State Supreme Court, Counties of New York and Queens, ADR panels of mediators.

D. EXPERT WITNESS: Expert witness on behalf of: Hilton Hotels in a bankruptcy proceeding

involving the management of five hotels previously owned by Morgan Stanley Real Estate Fund; and Marriott International, Inc. in a matter involving the Eden Roc Hotel.

E. CONSULTING: Consulted with various companies in the hospitality, sports and entertainment industries in connection with various business structures, management arrangements, investment, succession planning, and arbitration matters, including the New York Jets and Webster Hall.

F. NEW YORK UNIVERSITY: From 2009 to 2014 a member of the adjunct and then the full-time faculty of the NYU Tisch Center for Hospitality, Tourism, and Sports Management ("Tisch Center"), teaching both graduate and undergraduate courses.

G. BOARD POSITIONS: Member of the Board of Trustees and Executive Committee of Northwell Healthcare System, Chair of the Audit and Corporate Compliance Committee, and member of the Legal Affairs, Finance and Due Diligence Committees; Former member and Chair of the Advisory Board of the NYU Tisch Center; Co-founder and former member of the Board of Directors and Co-Chair of the New York Hospitality Council, Inc.; Member of the Planning Committee, Town of Roxbury, CT; Member of the Board of Directors and Vice-Chair of the Roxbury Land Trust, Inc.; and member of the board of directors of a New York City residential cooperative corporation.

While at Proskauer Rose, LLP, served on the firm's Executive Committee for six years; and was a Co-Chair of the firm's Corporate Department for five years. Founder and a Co-Chair of the Firm's Lodging & Gaming Practice Group from its inception in 1989 until 2010.

## **Mediator Experience**

Has served as a mediator in numerous commercial matters and is appointed to the American Arbitration Association, American Health Law Association, and the New York State Supreme Court, Counties of New York and Queens, panels of mediators. The matters involved disputes relating to: private investment in developing technology; finder's fee arrangements; joint venture stockholder disputes, including disputes relating to management of the subject business; legal fees; phantom stock and other employment arrangements; the split up of a real estate joint venture; breach of contract regarding utilities; hospitality industry investment and management; talent representation agreements; restrictive covenants agreements; and other commercial disputes.

## **Education**

Queens College of the City University of New York (BA); Brooklyn Law School (JD).

## **Professional Licenses**

Admitted to the Bar: New York (1969); U.S. District Court: Southern District of New York.

## **Professional Associations**

New York City Bar Association; New York Hospitality Council.

## **Recent Publications & Speaking Engagements**

New York Hospitality Council: "Crystal Ball View of Operating Fundamentals for 2010; "Half-way Into 2010 - What Owners, Investors, Operators Should Be Doing Now"; "Navigating the Maze, Dealing with Servicers and Lenders," September 2009; "Valuating Hotels in the Current Climate," May 2009; "Finalized 2009 Budgets - Where Did the Operators Sign Off," January 2009; "Financing Hospitality in 2008 - The Impact of the Economy and Credit Illiquidity," January 2008; "Hotels and Liquidity," September 2007; "Hotel Transactions - Will 2007 Top the Record Performance of 2006," January 2007; "When Capital Abounds - What To Do In A Seller's Market," March 2006; "Mixed-use Development - Trends and Issues," November 2005; "Management and Franchise Agreements - Is The Pendulum Swinging Back to Brands," May 2005; "The New 'New York' - Where Is It Headed?" November 2004; "The Hotel Debt and Equity Markets - How Long Will It Last," May 2004; "Current and Future Cross Border Hospitality Investment," March 2004; "Hotel Property Deals - Are They Getting Any Easier?" September 2003; "Structuring for the Future, The Management/Owner Relationship," May 2003; "Structuring for the Future - Redux, The Continuing Management/Owner Relationship," March 2003; "Structuring for the Future, The Management/Owner Relationship," January 2003.

New York University International Hospitality Industry Investment Conference: "The Hotel Financial Crisis: A GPS for Owners," June 2010; "Deals, Deals, Deals, Where Are the Deals," June 2009; "The Business of Hotels: Nuanced Deal Making," June 2008; "Acquisition Madness: How the Game has Changed!" June 2007; "Hospitality Investments, Where Are the Deals, What Are the Yields," June 2006; "This Magic Moment," June 2005; "Tossing & Turning, What's Keeping Your Lawyer Up At Night These Days," June 2004.

International Hotel Investment Forum in Berlin: "The Key Stakeholder Issues in the Mixed-Use Development," October 2008; "Understanding the Complex Intertwined Legal and Operating Issues Around Mixed-Use Development," October 2007.

Proskauer Rose LLP / Ernst & Young Seminar: "Restructuring Hotel Loans and Operating Agreements - Pros and Cons of Receivership, Foreclosure and Bankruptcy," Distressed Hotels Seminar, March 2009. "Troubled Hotel Assets," National Real Estate Investor Webinar, August 2009.

<b>Mediation Rate</b>	\$695 Per Hour
<b>Languages</b>	English
<b>Citizenship</b>	United States of America
<b>Locale</b>	Roxbury, CT

The AAA's Rules provide the AAA with the authority to administer a mediation including, mediator appointment, general oversight and billing. Accordingly, mediations that proceed without AAA administration are not considered AAA mediations, even when the parties select an mediator who is on the AAA's Roster.

The information contained in this resume has been supplied solely by the individual mediator and may, or may not, be a complete recitation of their experience. The AAA assumes no responsibility for the content, completeness, accuracy, or reliability of the information contained in a mediator's resume. If you have any questions about a mediator's experience or background, you are encouraged to contact your case manager.

Mediators on the AAA Roster are not employees or agents of the AAA.