



Howard B. Kleinberg

Member of the Firm

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Practice Areas

Bankruptcy & Business Reorganization
Corporate Finance
Commercial Litigation
Alternative Dispute Resolution and Mediation

Education

Hofstra University School of Law
J.D., with distinction 1989
Cornell University
A.B., 1984

Memberships

American Bankruptcy Institute
New York State Bar Association
Nassau County Bar Association
Long Island Chapter of the Turnaround
Management Association

Admissions

New York State
State of Connecticut
U.S. Bankruptcy Court, Southern and Eastern
Districts of New York
U.S. District Court, Eastern and Southern
Districts of New York
U.S. District Court and Bankruptcy Court
for the District of Connecticut

Howard B. Kleinberg is a Member of Meyer, Suozzi, English & Klein, P.C. resident in Garden City, Long Island, N.Y. Mr. Kleinberg is a member of the firm's Bankruptcy & Business Reorganization and Corporate Finance practices. He previously served as Chair of the Bankruptcy & Business Reorganization practice from 2003 to 2012. Mr. Kleinberg concentrates his practice on bankruptcy, bankruptcy litigation, corporate reorganization and out-of court workouts, and commercial litigation.

Mr. Kleinberg focuses on the representation of creditor and business interests of local, regional and national companies in chapter 11 cases of major public and local and regional corporations, as well as related litigation. Mr. Kleinberg also represents bankruptcy trustees. He represents clients as debtors, creditor 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. Mr. Kleinberg has been retained and qualified as an expert witness on bankruptcy and has given testimony. As a member of the firm's Corporate Finance practice, Mr. Kleinberg has negotiated and drafted documentation for complex lending transactions for banks and conducted out-of-court workouts and restructurings.

Mr. Kleinberg's practice also includes litigation both in bankruptcy and other courts. He has litigated a wide variety of matters for both debtor and creditor clients in such areas as loan enforcement, preference and fraudulent transfer avoidance, motions and contested evidentiary hearings to vacate the automatic stay, the appointment of a chapter 11 trustee, claims allowance, lien avoidance and collateral valuation. On the non-bankruptcy side, Mr. Kleinberg has litigated such matters as corporate dissolution, enforcement and defense of contractual restrictive covenants, and commercial fraud. His practice also includes extensive involvement in alternative dispute resolution forums, and he has served as a court-appointed mediator.

Notable experience includes:

- Delta Petroleum Corporation - representation of former executive regarding severance claims
- Profile Technologies, Inc. - representation of Creditors' Committee in chapter 11 reorganization of publicly held research and development company in the oil and gas infrastructure industry

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- Finlay Fine Jewelry - representation of consignment vendor in dispute over lost merchandise and claims allowance
- Parkview Nursing Home - representation of union pension and benefit funds in chapter 11 reorganization of nursing home facility
- Flying J/Big West Oil - representation of crude oil producer in claims dispute and ultimate trade of claims
- Minisink Estates - representation of debtor in chapter 11 real estate reorganization

After receiving his J.D. in 1989, Mr. Kleinberg accepted a judicial clerkship with the United States Bankruptcy Court for the Eastern District of New York. Following the clerkship, he trained as an associate in the bankruptcy department of a Manhattan law firm, moving his practice to Long Island in 1995. While there, Mr. Kleinberg headed the successful effort to reorganize one of the largest real estate bankruptcies in the state of Connecticut, providing for the company to emerge from chapter 11 with its equity intact having restructured \$60 million of debt.

Mr. Kleinberg is active in Cornell University alumni programs. He has published numerous articles on bankruptcy law. Mr. Kleinberg is rated "AV Preeminent" by Martindale-Hubbell, the highest level in professional excellence, and he was recognized by *Long Island Pulse Magazine* in 2010 and 2011 as one of the region's "Top Legal Eagles".