

RESUME OF ALLAN M. LERNER

Educational Background

- Legal: Cornell Law School, JD Degree 1967
- University of Florida, BA 1964

Legal Memberships

- Admitted to New York Bar: 1968
- Admitted to Florida Bar: 1975
- Member of the Florida Bar Association * Corporate, Securities & Banking Section
- Member of the American Bar Association * Committee on Federal Regulation of Securities
- Member of the Broward County Bar Association * Corporate and Securities Section
- Admitted to U.S. Court of Appeals * (2nd Circuit, 5th Circuit and 11th Circuit)
- Admitted to U.S. District Court * Southern and Middle Districts of Florida
- Admitted to U.S. District Court * Southern and Eastern Districts of New York

Experience

Present: Law Offices of Allan M. Lerner, P.A.- specializing in securities law.

1997 -

Present: Adjunct Professor, Nova Southeastern University

1990 - 1999: Member of the law firm of Lerner & Pearce, P.A.
- specializing in securities law.

1982 - 1990: Member of the law firm of Lerner, Harris & Pearce, P.A., f/k/a Lerner & Harris, P.A. - specializing in securities law.

1978 - 1982: Member of the law firm of Beyer, Lerner & Harris - specializing in securities law.

1978 - 1985: Adjunct Professor at Nova Law School.

1975 - 1978: Associate Professor of Law at Nova Law Center, lecturing in corporate and securities regulation.

1975 - 1976: Special Counsel, U.S. Securities & Exchange Commission, Miami office.

1973 - 1975: Chief Attorney, Enforcement - New York Regional Office of the Securities & Exchange Commission.

1970 - 1973: Staff Attorney, Enforcement, New York Regional Office of the Securities & Exchange Commission.

Nature of Practice

Since 1978 has represented numerous publicly and privately held entities including corporations, partnerships, limited partnerships and limited liability companies. This representation has entailed matters involving SEC, CFTC, and NFA compliance, corporate securities and commodities transactions and specialized litigation in these various areas. In addition, I have served as an expert witness and consultant in the area of securities regulation and professional responsibility as it pertains to securities practice of law.

Lectures & Publications

- LEAA Grant Instructing Fort Lauderdale Police Department on Investigating Securities and Commercial Fraud (1976).
- Lectured at various times before the Broward County and Orange County Bar Associations.
- Publication of article: "Securities Law Considerations In Forming and Maintaining a Corporation" (1978).
- Nova University Seminar - "Real Estate Syndications" (1977).
- Democratic League of South Florida - "On Churning" (1991).

Miscellaneous

- Arbitrator for the National Association of Securities Dealers - 1979 to the present.
- Arbitrator for the American Arbitration Association - 1990 to the present.
- Florida Bar Disciplinary Proceedings - as expert on behalf of Florida Bar.
- Martindale/Hubbell Rating - "AV".

Expert Witness and Consultation

- State v. Green (1982).
- U.S. v. Widgery (1983).
- State of New York v. Firestone (1983) (consulted and requested to testify).
- J.T. Equities, Inc., et al. v. Phaedra Properties, N.V., et al. (1985).
- Property Management & Investments, Inc. v. Johnson, Blakely, Pope, et al. (1985).
- Goldstein v. Duran & Ruiloba (1985).
- United States v. William Gruman (1986).
- Merrill Lynch Pierce Fenner & Smith, et al. adv. Diaz-Barriga & Ballesteros, et al., National Association of Securities Dealers (1987).
- Anas, et al. v. Gary Allen, et al., U.S. District Court, Middle District of Florida, Tampa Division (1987).
- Ference v. Birkelbach, et al. (1987).
- Rockwell v. Rockwell, Circuit Court, 15th Judicial Circuit, Palm Beach County, Florida (1984).
- Spitz v. Prudential Bache, 17th Judicial Circuit, Broward County, Florida (1987).

- Steinbrenner, et al. v. Haught, et al., U.S. District Court, Middle District of Florida, Tampa Division (1987).
- David W.C. Clark v. Kidder Peabody & Co., Inc., U.S. District Court, Southern District of Florida (1987).
- Frederic F. Gruber v. Randolph Y. Matheny, et al., Circuit Court, 11th Judicial Circuit, Dade County, Florida (1988).
- John A. Burigo, et al. v. Carl A. Sax, et al., Circuit Court, 15th Judicial Circuit, Palm Beach County, Florida, (1988).
- Jeng Shiang Lee, et al. v. Spicola, et al., U.S. District Court, Middle District of Florida, Tampa Division (1986).
- Burt Moss v. David A. Hoines, et al., Circuit Court, 17th Judicial Circuit, Broward County, Florida (1987).
- Peter Bantock, et al. v. Whittington, et al., Circuit Court, 18th Judicial Circuit, Brevard County, Florida (1987).
- Ethel Patricia Mitchell v. A.G. Edwards & Sons, Inc. and Michael Scafati, American Arbitration Association (1988).
- Green v. Prudential-Bache, National Association of Securities Dealers (1989).
- Mitzi and Gorman v. Rogers, Circuit Court, 18th Judicial Circuit, Seminole County, Florida (1989).
- Dubin v. Pru-Bache, New York Stock Exchange (1990).
- State of Florida v. Robert T. Edwards, et al., Circuit Court, 9th Judicial Circuit, Orange County, Florida (1990).
- Richard B. Ivans, et al. v. McKid, Ltd., et al., Circuit Court, 11th Judicial Circuit, Dade County, Florida (1987).
- Holmes Regional Medical Center, Inc., et al. v. Calton, Inc., et al., U.S. District Court, Middle District of Florida, Orlando Division (1989).
- Manhattan College v. Shearson Lehman Hutton, et al., National Association of Securities Dealers, Inc. (1992).
- Edna Bandes v. Dean Witter Reynolds, National Association of Securities Dealers, Inc. (1994).
- Edna Bandes v. Shearson Lehman Hutton, Inc. and David Ciment, National Association of Securities Dealers (1994).
- William Thompson, John Thompson and Innovative Tech Systems, Inc. v. Thomas Myers, Court of Common Pleas, Chester County, Pennsylvania (1991).
- Domingo Procopio and Roque Procopio v. Merrill Lynch Pierce Fenner & Smith, Inc. and Daniel Diaz, National Association of Securities Dealers (1994).
- Manuel R. Caldera and AMEX Financial Services, Inc. v. Richard Engel, KPMG Peat Marwick, Donald Dawn, DeSantis, Cook & Gaskill and Robert C. Hackney, U.S. District Court, Southern District of Florida (1994).
- Ethel and Raphael Antin, et al. v. Advest, Inc., National Association of Securities Dealers, Inc. (1995).
- Amsel v. OLDE Discount Corporation and Jason Gonzalez
U.S. District Court, Middle District of Florida, Tampa Division (2000)
- Glassman v. Renaissance Cruises
Circuit Court, 17th Judicial Circuit, Broward County, Florida (2000)