

## BENJAMIN A. SACKS

Principal

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Mr. Benjamin A. Sacks is a Principal in the Washington, DC office of The Brattle Group. Mr. Sacks has twenty years of experience assisting corporations, investors, U.S. government agencies, and foreign governments, to develop and present economic and financial testimony in complex litigations and arbitrations. Mr. Sacks was the expert for Shareholders in the recent *In Re Facebook Inc., Class C Reclassification Litigation* which sought to enjoin Facebook from issuing non-voting shares. Facebook cancelled its plans to issue those share five days before trial was to begin. Mr. Sacks was also the consulting expert for Russia in the Yukos ECT arbitration, where the award was recently set aside by the Dutch Court, and continues to be involved in those matters. He has provided expert reports and testimony in numerous matters before Courts and arbitral Tribunals in the both the United States and internationally. Mr. Sacks teaches a Continuing Legal Education course on damages featuring several valuation case studies, has taught classes to attorneys on valuation, and served as a panelist on damages at the recent Juris International Arbitration conference in Washington D.C. Mr. Sacks received his B.A. in mathematical economics from Columbia University and his M.A. in economics from the University of Chicago.

### AREAS OF EXPERTISE

- International Arbitration
- Finance, Valuation & Securities Analysis
- Commercial Damages & Lost Profits
- Statistical Analysis

### EXPERIENCE

#### *International Arbitration / International Litigation*

- Valuation of Canadian Telecommunications firm (ICSID).
- Valuation of a controlling interest in a Korean Bank (BIT, International Chamber of Commerce).
- Valuation of a Telecommunications Company in a developing country (Bilateral Investment Treaty heard under UNICTRAL rules, Permanent Court of Arbitration).
- Damages expert for Mr. Jason Rezaian, who was taken hostage by Iran. U.S. District Court for the District of Columbia. Civil Action No. 1:16-cv-01960-RJL.
- Valuation of shares in a holding company that owns a chain of luxury hotels.
- ICC arbitration involving construction of oil platforms in Brazil.

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- Consulting expert on behalf of the Russian Federation in three parallel arbitrations under UNCITRAL Rules in The Hague brought by former majority shareholders of Yukos Oil Company. The claims allege unfair treatment and expropriation in violation of the investment provisions of the Energy Charter Treaty.
- Consulting expert on annulment and enforcement proceedings relating to the Yukos ECT arbitration award. Reports in various venues on matters of a “surprise decision” and errors in the Tribunals damages method, and on the origin of Claimants’ holdings of Yukos shares stemming from Loans for Shares and other transactions.
- Valuation of shares in a joint venture owning a Uranium mine located in the former Soviet Union (London Court of International Arbitration).
- Valuation of mining concessions in Latin America (Bilateral Investment Treaty heard under UNICTRAL rules, Permanent Court of Arbitration).
- Valuation of oil transshipment facility in Commonwealth of Independent States (London Court of International Arbitration).
- Valuation of an investment bank in the Commonwealth of Independent States (former Soviet Union).
- Consulting expert for private equity investors in a Korean bank (Bilateral Investment Treaty, ICSID).
- ICDR arbitration involving allegations of breach of contract, theft of trade secrets and tortious interference in the telecom / mobile applications industry.
- Valuations of shares in publically traded oil Russian company (Bilateral Investment Treaty Dispute, Stockholm Chamber of Commerce).
- Valuation of firm assets and lost profits of a Russian oil company (European Court of Human Rights).
- Valuation of shares in a Russian oil company (Bilateral Investment Treaty Dispute, Stockholm Chamber of Commerce).
- Lost profits and hypothetical licensing fee involving a Chinese chemical company (Bilateral Investment Treaty Dispute, Stockholm Chamber of Commerce).

***Finance and Valuation***

- **In Re Facebook, Inc. Class C Reclassification Litigation, Delaware Court of Chancery, Consolidated C.A. No 12286-VCL.** Testifying expert on the financial impact of the Reclassification on Facebook, Inc.'s stockholders, including its public Class A stockholders.
- **Teachers Retirement System of Louisiana v. Maurice R. Greenberg, Edward E. Matthews, Howard I. Smith, Thomas R. Tizzio, and C. V. Starr & Co. Inc, Delaware Court of Chancery, C.A. No 20106-VCS.** Expert witness on economic evaluation of entire fairness regarding Hank Greenberg, the P&C MGA Starr and AIG.
- **Confidential matter** involving issuance of low voting stock.
- **SEC Administrative Proceeding in the Matter of BioElectronics Corp, et. al., File No. 3-17104.** Testifying expert on an event study related to a corporate disclosure.
- **Delphi Financial Group Shareholder Litigation, Delaware Court of Chancery, Consolidated C.A. No. 7144-VCG.** Expert witness on differential merger consideration offered to different classes of stock in a merger.
- **ACS Shareholder Litigation, Delaware Court of Chancery, Consolidated C.A. No. 4940-VCP.** Expert witness on differential merger consideration offered to different classes of stock in a merger.
- **Assured Guaranty (UK) LTD., in its own right and in the right of Orkney Re II PLC, v. J.P. Morgan Investment Management Inc, Index No. 603755/2008,** Consulting expert. Portfolio management standards and damages from alleged lack of suitability of investments.
- **Ambac Assurance UK LTD., in the name of Ballantyne Re PLC, v. J.P. Morgan Investment Management Inc, Index No. 650259/2009,** Consulting expert. Portfolio management standards and damages from alleged lack of suitability of investments.
- **U.S. Securities and Exchange Commission v. Daniel Mudd, Enrico Dallavecchia and Thomas Lund, Civil Action No 11-CIV-9202.** Rebuttal expert on impact on investors of Fannie Mae disclosures regarding credit characteristics of guarantee portfolio.
- **U.S. Securities and Exchange Commission v. Richard F. Syron, Patricia L. Cook and Donald J. Bisenius, Civil Action No 11-CV-9201 (RJS).** Testifying expert. Quantitative analysis of the loans in Freddie Mac's single family guarantee portfolio, loans underlying non-agency mortgage-backed securities, analysis of various Freddie Mac models.

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- **Curbow Family LLC v. Morgan Stanley Investment Advisors Inc., Index No. 651059/2010 (Sup. Ct. NY) and Rotz v. Van Kampen Asset Management, Index No. 651060/2010 (Sup. Ct. NY).** Expert witness regarding damages stemming from the redemption of Auction Rate Preferred Securities.
- **Navy Federal Credit Union v. Fiserv Solutions and XL Specialty Insurance Company, Index No. 09-601217-2009.** Expert witness. Statistical analysis of automated valuation model usage.
- **Howard M. Ehrenberg, Chapter 7 Trustee for the Estate of Ruderman Capital Partners, LLC v. Kevin L. Washington, James King and Knight Capital Group, et al., Superior Court of the State of California for the County of Orange, Case No. 30-2011 00450602.** Expert witness. Statistical analysis of trading patterns in an alleged pump and dump scheme.
- **Coleman (Parent) Holdings, Inc. v. Morgan Stanley & Co. Incorporated, Palm Beach County, Florida, Case No. 2003 CA 005045 AI.** Economic and financial analysis of damages for Morgan Stanley.
- Valuation of insurance company in Delaware Chancery (confidential).
- Effect of pending litigation on value of commercial real estate (confidential).
- Valuation of privately held telecommunications firm in U.S. arbitration. October 2015.
- Numerous cases against RMBS Trustees on behalf of investors. Consulting expert on reports covering: statistical sampling, the duties of Trustees, performance of mortgage servicers, quality of sponsor due diligence.
- Numerous cases for a major insurer against various banks for allegedly misrepresenting the quality of mortgages in RMBS. Consulting expert. Statistical analysis of due diligence and underwriting regarding residential mortgages and mortgage backed securities.
- **Phoenix Light SF Limited, et. al., v. The Bank of New York Mello as Trustee, Index No 14-cv-10104-(VEC).** Consulting expert on statistical sampling and extrapolation.
- **Phoenix Light SF Limited, et. al., v. HSBC Bank USA, National Association, Index No 14-cv-10101-SAS (rel 14-cv-09366-SAS).** Consulting expert on statistical sampling and extrapolation.
- **The Western and Southern Life Insurance Company, et al., vs. The Bank of New York Mellon, Hamilton County, Ohio, Case No. A1302490.** Consulting expert on duties and powers of RMBS Trustee. January 2016.

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- **National Credit Union Administration Board, as Liquidating Agent of Central Federal Credit Union v. RBS Securities, et. al, Case No. 11-cv-2340-JWL-JPO and National Credit Union Administration Board, as Liquidating Agent of Western Corporate Federal Credit Union v. RBS Securities CV 11-05887 GW (JEMx), Declaration of Benjamin Sacks Regarding Compilation and Summarization of RBS Due Diligence data. October 2015.**
- **National Credit Union Administration Board, as Liquidating Agent of Southwest Corporate Federal Credit Union and Members United Corporate Federal Credit Union, v. Credit Suisse Securities (USA) LLC, Credit Suisse First Boston Mortgage Securities Corp., Case No. 13-CV-6736 (DLC), Consulting expert. Statistical analysis of due diligence and underwriting regarding residential mortgages and mortgage backed securities.**
- **National Credit Union Administration Board, as Liquidating Agent of Southwest Corporate Federal Credit Union and Members United Corporate Federal Credit Union, v. Morgan Stanley & Co., and Morgan Stanley Capital I Inc., Case No. 13-CV-6705 (DLC). Consulting expert. Statistical analysis of due diligence and underwriting regarding residential mortgages and mortgage backed securities.**
- **National Credit Union Administration Board, as Liquidating Agent of Southwest Corporate Federal Credit Union and Members United Corporate Federal Credit Union, v. UBS Securities LLC. Case No. 13-CV-6731 (DLC). Consulting expert. Statistical analysis of due diligence and underwriting regarding residential mortgages and mortgage backed securities.**
- **Federal Home Loan Bank of Seattle v. Goldman Sachs & Co, et al., Case No. 09-2-46349-2 SEA. Consulting expert. Statistical analysis of due diligence and underwriting regarding residential mortgages and mortgage backed securities.**
- **Federal Home Loan Bank of Seattle v. RBS Securities Inc., f/k/a Greenwich Capital Markets, Inc., et al., Case No. 09-2-46347-6 SEA. Consulting expert. Statistical analysis of due diligence and underwriting regarding residential mortgages and mortgage backed securities**
- **Federal Home Loan Bank of Seattle v. Bank of America securities LLC, et al., Case No. 09-2-46319-1 SEA. Consulting expert. Statistical analysis of due diligence and underwriting regarding residential mortgages and mortgage backed securities.**
- **Federal Home Loan Bank of Seattle v. Merrill Lynch, Pierce, Fenner & Smith, Inc. et al., Case No. 09-2-46352-2 SEA. Consulting expert. Statistical analysis of due diligence and underwriting regarding residential mortgages and mortgage backed securities.**
- **Federal Home Loan Bank of Seattle v. Morgan Stanley & Co, Inc., et al., Case No. 09-2-46348-1 SEA. Consulting expert. Statistical analysis of due diligence and underwriting regarding residential mortgages and mortgage backed securities.**

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- **Federal Home Loan Bank of Seattle v. Credit Suisse Securities USA LLC, et al., Case No. 09-2-46353-1 SEA.** Consulting expert. Statistical analysis of due diligence and underwriting regarding residential mortgages and mortgage backed securities.
- **In Re: Countrywide Financial Corp. Mortgage-Backed Securities Litigation, MDL No. 11-ML-02265-MRP (MANx), Federal Deposit Insurance Corporation As Receiver For Franklin Bank v. Countrywide Financial Corp., et al., Case No. 12-CV-03279-MRP (MANx).** Consulting expert. Statistical analysis of due diligence and underwriting regarding residential mortgages and mortgage backed securities.
- **In Re: Countrywide Financial Corp. Mortgage-Backed Securities Litigation, MDL No. 11-ML-02265-MRP (MANx), Federal Deposit Insurance Corporation As Receiver For United Western Bank v. Countrywide Financial Corp., et al., Case No. 11-CV-10400-MRP (MANx).** Consulting expert. Statistical analysis of due diligence and underwriting regarding residential mortgages and mortgage backed securities.
- **The Western and Southern Life Insurance Company, et al. Plaintiffs, v. DLJ Mortgage Capital, Inc., et al., Defendants, Court of Common Pleas, Hamilton County, Ohio, Case No. A05352.** Consulting expert. Statistical analysis of due diligence and underwriting regarding residential mortgages and mortgage backed securities.
- **National Integrity Life Insurance Company, Plaintiff v. Countrywide Financial Corp. et al, Defendants, United States District Court for the Southern District of new York, case No 11-CIV-8011.** Consulting expert. Statistical analysis of due diligence and underwriting regarding residential mortgages and mortgage backed securities.
- **The Western and Southern Life Insurance Company, et al. Plaintiffs, v. Morgan Stanley Mortgage Capital, Inc., et al., Defendants, Court of Common Pleas, Hamilton County, Ohio, Case No. A1105563.** Consulting expert. Statistical analysis of due diligence and underwriting regarding residential mortgages and mortgage backed securities.
- Lost profits and lost business value due to fraud (Chinese drywall). Matter is confidential.
- Impact of ratings downgrade and loss of reputation for Saudi real estate firm.
- Consulting expert on the impact of alleged non-disclosure of material information on the sale price of European pharmaceutical subdivision. Matter is confidential.
- Consulting expert on valuation of oil rigs. Matter is confidential.
- Evaluation of economic content in multiple alleged tax-shelter transactions.
- Estimation of the value of residual value of auto leases with claimed losses totaling more than \$500 million for a coalition of insurance carriers.

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### **Damages and Lost Profits**

- **State of West Virginia ex rel., Patrick Morrissey, Attorney General v. Wells Fargo Insurance Services of West Virginia , in, and Wells Fargo Insurance Services USA, Inc, Circuit Court of Hancock County, WV, Civil Action No. 05-C-115 W.** Expert disclosure and Affidavit on opinions regarding existence and size of alleged overcharge for insurance policies, and related damages.
- **Application of the National Railroad Passenger Corporation under 49 u.s.c. § 24308(a) – Canadian National Railway Company, Before the Surface Transportation Board, Finance Docket No. 35743, Verified Statement of Benjamin Sacks filed September 4, 2015.** Expert testimony on a proposed penalty system for sub-standard service to Amtrak by host railroad. Rebuttal filed September 2017.
- **United States of America, ex rel., Michael Saunders, v. Unisys, Inc., United States District Court for the Eastern District of Virginia, Alexandria Division, Civil Action No 1:12 CV 379 GBL/TCB.** Expert witness on damages from alleged billing fraud on a government contract.
- **Wolfson-Verrichia Group, et al., v. Metro Commercial Real Estate, Inc., et al., United States District Court for the Eastern District of Pennsylvania, No. 08-CV-4997.** Expert witness on damages, retail shopping center development and anchor site selection.
- **Eastbanc, Inc. v. Georgetown Park Associates II Limited Partnership, Georgetown Park Partners, LLC, and Herbert S. Miller, Superior Court of the District of Columbia, 2006 CA 002291 B.** Expert witness on lost profits from failure / delay in developing a retail mall.
- ***Norfolk Southern Railway Company v. Drummond Coal Sales, Inc.,* U.S. District Court, Western District of Virginia. Civil Action No. 7:08CV00340.** Consulting Expert.
- **PBM Products LLC v. Mead Johnson Nutrition Company and Mead Johnson & Company, Eastern District of Virginia, C.A. No. 3:09CV269.** Consulting expert on lost profits from false advertising.
- **National Railroad Passenger Corporation vs. ExpressTrak, LLC, United States District Court for the District of Columbia, Index No. 02-CV-1773.** Consulting expert on lost profits and operational performance.
- Expert witness on compensable costs in multiple FIFRA data compensation arbitrations. I calculated the compensation payable by a generic pesticide maker to a data owner for relying on that data to registering its own equivalent product.
- Consulting expert on damages due to infringement of database security patents. Matter is confidential.

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- Expert opinion on reasonable costs in PW 5672, Harrison County fee dispute with FEMA.
- Expert witness on liability and damages in a confidential arbitration (three judge panel AAA arbitration proceedings) regarding breach of contract.
- Modeled damages in a breach-of-contract dispute for a large supermarket chain.

### *Mass Tort and Environmental Liability*

- **W.R. Grace & Co., et. al., United States District Court for the District of Delaware, Case Nos. 11-1139 through 01-1200.** Estimation of foreseeable contingent liability for Sealed Air.
- Estimation of asbestos liability for a large asbestos-product manufacturing firm in a fraudulent conveyance matter.
- Estimation of silica-related liability for a major auto parts manufacturer.
- Financial reporting requirements, insurance and access to capital markets for several major companies with asbestos liability, including a large asbestos defendant, a \$15 billion (sales) manufacturer, and a \$4 billion (sales) manufacturer.
- **Kaiser Aluminum Corporation, United States Bankruptcy for the District of Delaware, Case No: 02-10429.** Estimation of asbestos liability on behalf of official committee of unsecured creditors.
- Directed due diligence on asbestos liability issues for multiple M&A transactions ranging from \$50 million to \$7 billion in value.
- **Porter-Hayden Company, United States Bankruptcy for the District of Maryland, Case No: 02-54152** and related insurance coverage litigation. Estimation of asbestos liability for a major insurance carrier.
- **Owens Corning, a Delaware Corporation, United States Bankruptcy for the District of Delaware, Case No: 00-03837** and related insurance coverage litigation. Estimation of asbestos liability for coalition of insurance carriers.
- Estimation of asbestos liability for a major insurance carrier on asbestos liability in the Western MacArthur Bankruptcy.
- **The Babcock and Wilcox Company, Diamond Power International, Inc., Babcock and Wilcox Construction Company, Inc., Americon Inc., United States Bankruptcy Court, Eastern District of Louisiana, New Orleans, Case No: 00-10992.** Estimation of asbestos liability on behalf of insurance carriers.



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- **Plibrico Company and David Gerity, United States Bankruptcy for the Northern District of Illinois, Case No: 02-BK-09952 and related insurance coverage litigation.** Estimation of asbestos liability for a major insurance carrier.
- **Armstrong World Industries, Inc., United States Bankruptcy for the District of Delaware, Case No: 00-04471 and related insurance coverage litigation.** Estimation of asbestos liability for a major insurance carrier.
- Estimation of asbestos liability for insurance buy-out and coverage acquisition negotiation support for a \$15 billion (sales) manufacturer, CSX, a \$4 billion (sales) manufacturer, and a \$2 billion (sales) chemical company.
- **Armstrong World Industries, Inc., United States Bankruptcy for the District of Delaware, Case No: 00-04471 and related insurance coverage litigation.** Estimation of asbestos liability for a major insurance carrier.

### Other

- **United States of America, Plaintiff and Texas League of Young Voters Education Fund; and Imani Clark, Plaintiff-Intervenors v. State of Texas, et al., United States District Court for the Southern District of Texas Corpus Christi Division, Civ. No. 2:13-vc-00263.** Consulting expert supporting Dr. Coleman Bazelon on behalf of the NAACP Legal Defense Fund in Texas voter ID litigation.
- Consulting expert on matter involving claims under Section 1 and 2 of the Sherman Act.
- Developed a method, which was accepted by a regulatory agency, for monitoring the regulatory compliance of a large telecommunications company.
- Supported expert analysis and report in multiple '337 proceedings before the ITC

### ACADEMIC PAPERS

- Sacks, B.A, J.V. Hotz, C. Mulligan, and A. Zellner: “Three Essays on Bayesian Methods for Analyzing Limited Dependent Variable and Multinomial Choice Models with Measurement Error and Missing Data.”
- Sacks, B.A., and A. Zellner: “Bayesian Method of Moments (BMOM) Analysis of the Multiple Regression Model with Autocorrelated Errors.” Presented paper at the 1996 summer conference of the International Society for Bayesian Analysis.

## PRESENTATIONS

- Panelist at May 2016 Juris International Arbitration conference. Session entitled “Damages in investment arbitration – a revolutionary remedy or reward for rich corporations at the expense of the world’s poor? A fundamental examination of Chorzow’s children.” May 12-13, 2016 in Washington D.C.
- Seminar on DCF valuation presented to Debevoise and Plimpton, New York City, March 19, 2015.
- CLE Presentation “Lessons for Attorneys from Damages War-Stories” at WilmerHale, Washington, D.C., June 22, 2011, Venable, Washington, D.C., October 18, 2011, Kramer Levin Naftalis & Frankel, New York City, November 10, 2011, White & Case, Washington, D.C., November 15, 2011, Cadwalader Wickersham & Taft, New York City, November 17, 2011; Dilworth Paxson, Philadelphia, November 30, 2011; Baker Botts, Washington, D.C., December 19, 2011; Bernstein Litowitz Berger & Grossmann, New York City, February 16 2012; New York County Lawyers Association, February 28, 2012; Cleary Gottlieb Steen & Hamilton, Washington, D.C., June 6, 2013; Day Pitney, Newark, NJ, December 6, 2013.
- Securities and Exchange Commission, Washington, D.C., June 17, 2010. Presented on corporate governance and self-dealing.
- Lex Mundi Conference, Rome, Italy, March 5, 2004. Presented “Economic experts and asbestos liability.”
- Asbestos Alliance Teach-In (joint with Jefferies & Company, Inc., and Sonnenschein Nath and Rosenthal), via teleconference, December 16, 2002. Lecturer.
- Credit Suisse First Boston, New York, New York, April 2001. Presented “Asbestos liability and M&A and divestitures.”

## TESTIMONY and REPORTS

- **In Re Facebook, Inc. Class C Reclassification Litigation, Delaware Court of Chancery, Consolidated C.A. No 12286-VCL.** Reports and deposition 2017.
- **Report on valuation of a telecommunications firm in a developing country for an in international arbitration.** Bilateral Investment Treaty heard under UNICTRAL rules, Permanent Court of Arbitration

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- **SEC Administrative Proceeding in the Matter of BioElectronics Corp, et. al., File No. 3-17104.** Testifying expert on an event study related to a corporate disclosure. Reports and Testimony, September 2016.
- **Confidential Arbitration.** Valuation of privately held telecommunications firm. Expert report. October 2015.
- **State of West Virginia ex rel., Patrick Morrissey, Attorney General v. Wells Fargo Insurance Services of West Virginia , in, and Wells Fargo Insurance Services USA, Inc, Circuit Court of Hancock County, WV, Civil Action No. 05-C-115 W.** Deposition January 21, 2016. Expert Affidavit and disclosure on opinions regarding existence and size of alleged overcharge for insurance policies, and related damages. September 2015 and November 2015.
- **National Credit Union Administration Board, as Liquidating Agent of Central Federal Credit Union v. RBS Securities, et. al, Case No. 11-cv-2340-JWL-JPO and National Credit Union Administration Board, as Liquidating Agent of Western Corporate Federal Credit Union v. RBS Securities CV 11-05887 GW (JEMx),** Declaration of Benjamin Sacks Regarding Compilation and Summarization of RBS Due Diligence data. October 2015.
- **Application of the National Railroad Passenger Corporation under 49 u.s.c. § 24308(a) – Canadian National Railway Company, Before the Surface Transportation Board, Finance Docket No. 35743,** Verified Statement of Benjamin Sacks filed September 4, 2015. Expert testimony on a proposed penalty system for sub-standard service to Amtrak by host railroad. September 2015. Rebuttal filed September 2017.
- **United States of America, ex rel., Michael Saunders, v. Unisys, Inc., United States District Court for the Eastern District of Virginia, Alexandria Division, Civil Action No 1:12 CV 379 GBL/TCB.** Expert report on damages. July 2014, September 2014; Deposition September 2014.
- **Curbow Family LLC v. Morgan Stanley Investment Advisors Inc., Index No. 651059/2010 (Sup. Ct. NY) and Rotz v. Van Kampen Asset Management, Index No. 651060/2010 (Sup. Ct. NY).** Expert report in support of Plaintiff's opposition to a motion for summary judgment, September 2012.
- **Howard M. Ehrenberg, Chapter 7 Trustee for the Estate of Ruderman Capital Partners, LLC v. Kevin L. Washington, James King and Knight Capital Group, et al., Superior Court of the State of California for the County of Orange, Case No. 30-2011 00450602.** Declaration filed in support of defendant's motion for summary judgment or adjudication of claims, July 2012.
- **In re Delphi Financial Group Shareholder Litigation, Delaware Court of Chancery, Consolidated C.A. No. 7144-VCG.** Expert report and deposition, February 2012.

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- **Wolfson-Verrichia Group, et al., v. Metro Commercial Real Estate, Inc., et al., United States District Court for the Eastern District of Pennsylvania, No. 08-CV-4997.** Expert report October 2011, deposition November 2011.
- FIFRA data compensation matter, Testified at arbitration November 2010, Summary of Expert Opinions disclosed October 2010. I calculated the compensation payable by a generic pesticide maker to a data owner for relying on that data to registering its own equivalent product.
- **Eastbanc, Inc. and Anthony M. Lanier v. Georgetown Park Associates II Limited Partnership, et al., Superior Court of the District of Columbia, 2006 CA 002291 B.** Supplemental Expert Statement and Rule 26(b)(4) Statement filed October 2010, deposition December 2008, Rule 26(b)(4) Statement filed October 2008.
- **Navy Federal Credit Union v. Fiserv Solutions and XL Specialty Insurance Company, Index No. 09-601217-2009.** Affidavit Of Benjamin Sacks in Support of Plaintiff Navy Federal Credit Union's Motion for Partial Summary Judgment filed October 2010, Expert Witness Disclosure filed pursuant to New York State CPLR § 3101(d) filed September 2010.
- **In re ACS Shareholder Litigation, Delaware Court of Chancery, Consolidated C.A. No. 4940-VCP.** Deposition April 2010, Expert reports March and April 2010.
- FIFRA data compensation arbitration: Summary of Expert Opinions disclosed in August 2009. I calculated the compensation payable by a generic pesticide maker to a data owner for relying on that data to registering its own equivalent product.
- **Teachers Retirement System of Louisiana v. Maurice R. Greenberg, Edward E. Matthews, Howard I. Smith, Thomas R. Tizzio, and C. V. Starr & Co. Inc, Delaware Court of Chancery, C.A. No 20106-VCS.** Deposition June 2008, Expert reports January and May 2008.
- Provided expert written opinion in PW 5672, Harrison County fee dispute with FEMA regarding reasonable costs. July 2007.
- Testimony before a three judge panel in AAA arbitration proceedings in a breach of contract matter. October 2006.