

David A. Castleman, a member of the firm, practices in Otterbourg P.C.'s Restructuring & Bankruptcy, Litigation, and Privacy & Cybersecurity Departments. He is admitted to practice in both New York and California.

Mr. Castleman focuses primarily on federal equity receiverships and complex litigation in state and federal courts. In 2022, Mr. Castleman was appointed as Receiver over a \$250 million alleged internet-based Ponzi scheme in a case brought by the CFTC in the Southern District of New York. Under Mr. Castleman's leadership, the receivership recovered over \$150 million for the benefit of claimants, including over \$90 million in cryptocurrency held overseas.

As part of the Otterbourg trial team serving as co-lead counsel to the Official Committee of Talc Creditors, Mr. Castleman helped secure dismissal of a multibillion-dollar bankruptcy of a Johnson & Johnson subsidiary (LTL) arising from J&J's talc liabilities. Mr. Castleman has also represented securities class action plaintiffs in ancillary bankruptcy proceedings.

Mr. Castleman also served as an Assistant Attorney General in the New York Investor Protection Bureau, where he helped achieve a groundbreaking, complex \$714 million global settlement. After clerking for Judge Deborah Cook on the United States Court of Appeals for the Sixth Circuit, Mr. Castleman spent many years at a large New York law firm, where he represented a major national bank in the resolution of billions of dollars of mortgage-related claims arising out of the 2007-08 financial crisis.

Mr. Castleman is the vice-chair of the ABA's Business Bankruptcy Committee's Derivatives and Digital Assets Subcommittee, the co-chair of the Amicus Committee of the National Association of Federal Equity Receivers, and is a member of the Federal Bar Council and the Wall Street Blockchain Alliance.

Selected Publications and Speaking Engagements:

Decoding the Digital Asset Landscape in Bankruptcy (with A. Facciano), Law360 Expert Analysis (November 8, 2023)

Bankruptcy and Crypto Assets, Recovering Value for Creditors (with M. Glenn, M. Cianfrani, D. Azman and A. Thomas), Presentation, NCBJ Conference October 2023

Decrypting Crypto: What Receivers Need to Know (with E. Kurtzman, G. Winkler, H. Serrano, S. O'Malley, and M. Cianfrani), Presentation, NAFER 2022 & Stretto Receiver Council 2023

Treasury Management for Fiduciaries in the Wake of Recent Bank Failures (with A. Facciano), New York Law Journal (June 2023)

Discharge in Non-Individual Subchapter V Cases: Hard Decisions for Small Business Debtors (with M. Cyganowski, M. Pantzer, and D. McCarthy), Norton Annual Survey of Bankruptcy Law (forthcoming 2024)

Amicus Brief, *Kelley v. BMO Harris Bank N.A.*, No. 23-2551 (8th Cir. filed December 14, 2023) (with M. Cyganowski and V. Singh, filed on behalf of NAFER)

Amicus Brief, *Digital Media Solutions, LLC v. South University of Ohio LLC*, No. 21-4014 (6th Cir. filed April 5, 2022) (filed on behalf of NAFER)

Education:

J.D. *cum laude* University of Pennsylvania Law School 2006

A.B. *cum laude* Dartmouth College 2001